



County of Los Alamos

Los Alamos, NM 87544
www.losalamosnm.us

Agenda - Final County Council - Work Session

*Sara Scott, Council Chair; Pete Sheehey, Vice-Chair; David
Izraelevitz; Antonio Maggiore; James Robinson; Randall Ryti;
and Katrina Schmidt, Councilors*

Tuesday, May 14, 2019

6:00 PM

Fire Station No. 3

1. **OPENING/ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

3. **STATEMENT REGARDING CLOSED SESSION**

May 14, 2019 Closed Session Motion

4. **PUBLIC COMMENT**

5. **APPROVAL OF AGENDA**

6. **PRESENTATIONS, PROCLAMATIONS AND RECOGNITIONS**

- A. [11770-19](#) Proclamation declaring the Week of May 19-25, 2019 as "Emergency Medical Services Week" in Los Alamos County (accepted by EMS Division Chief Ben Stone, LAFD)

Presenters: County Council - Regular Session

- B. [11880-19](#) Proclamation declaring Saturday, May 25th, 2019 as "Poppy Day" in Los Alamos County (accepted by Marie Todd, American Legion Auxiliary)

Presenters: County Council - Work Session

- C. [11909-19](#) Briefing to Council by County Lobbyist Scott Scanland and Representative Chris Chandler Providing an Overview of the 2019 Legislative Session

Presenters: Sara Scott, Council Chair and Christine Chandler, State Representative

Attachments: [A - 2019 FINAL LEGISLATIVE REPORT FROM SCOTT SCANLAND](#)
[B - 2019 NMC Final Legislative Report](#)

- D. [11663-19](#) Briefing to Council by Sriram Swaminarayan, Chair of the

Transportation Board.

Presenters: Sriram Swaminarayan, Chair of the Transportation Board

Attachments: [A -Transportation Board Presentation to Council](#)
[B - DRAFT FY20 Transporation Board Work Plan](#)

- E. [11954-19](#) Briefing to Council by Lisa Bakosi, Chair of the Environmental Sustainability Board

Presenters: Angelica Gurule

Attachments: [A - ESB Update to County Council](#)
[B - Environmental Sustainability Plan FY19](#)

- F. [11881-19](#) Presentation of Silver 2019 National Planning Achievement Award for the Tourism Strategic Plan

Presenters: Linda Matteson, Assistant to the County Manager

Attachments: [A - APA Award](#)
[B - Picture from Awards ceremony](#)

- G. [11970-19](#) Industrial Revenue Bond Discussion

Presenters: Steven Lynne, Deputy County Manager

Attachments: [A-IRB Memo Peter Franklin](#)

7. PUBLIC COMMENT

8. ADJOURNMENT

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the County Human Resources Division at 662-8040 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes can be provided in various accessible formats. Please contact the personnel in the Office of the County Manager at 663-1750 if a summary or other type of accessible format is needed.



County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.:

Index (Council Goals):

Presenters:

Title

May 14, 2019 Closed Session Motion

Recommended Action

I move that Council approve the following statement for inclusion in the minutes:

"The matters discussed in the closed session held on May 14, 2019 that began at 5:00 p.m. were limited only to the topics specified in the notice of the closed session, and no action was taken on any matter in the closed session."

This motion is fairly characterized as procedural, therefore only a hand vote is required rather than a full roll call vote.



County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
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Agenda No.: A.

Index (Council Goals):

Presenters: County Council - Regular Session

Legislative File: 11770-19

Title

Proclamation declaring the Week of May 19-25, 2019 as "Emergency Medical Services Week" in Los Alamos County (accepted by EMS Division Chief Ben Stone, LAFD)

Body

WHEREAS: Emergency medical services is a vital public service; the members of emergency medical services teams are ready to provide life-saving care to those in need 24/7; and

WHEREAS: Access to quality emergency care dramatically improves the survival and recovery rate of those who experience a sudden illness or injury; and

WHEREAS: Emergency medical services have grown to fill a gap by providing important, out-of-hospital care, including preventative medicine, follow up care, and access to telemedicine; the emergency medical services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public, and other out-of-hospital medical care providers; and

WHEREAS: Members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their life-saving skills; and

WHEREAS: It is appropriate to recognize the value and accomplishments of these dedicated individuals during Emergency Medical Services Week;

NOW, THEREFORE, on behalf of the Council of the Incorporated County of Los Alamos, I do hereby proclaim May 19-25, 2019 as

“EMERGENCY MEDICAL SERVICES WEEK”

in Los Alamos County, and extend our thanks and gratitude to all emergency medical services providers.



County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
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Agenda No.: B.

Index (Council Goals):

Presenters: County Council - Work Session

Legislative File: 11880-19

Title

Proclamation declaring Saturday, May 25th, 2019 as "Poppy Day" in Los Alamos County
(accepted by Marie Todd, American Legion Auxiliary)

Body

WHEREAS: The American Legion Auxiliary adopted the poppy as its memorial flower at its organization convention in Kansas City in October 1921; and

WHEREAS: The Auxiliary has pledged that proceeds from poppy sales will go to welfare relief for service men and women and their families, thus fulfilling the meaning of the poppy as an emblem of faith kept with all who have given their lives to preserve our freedom; and

WHEREAS: The red memorial poppies worn throughout the nation on Poppy Day are made by veterans in hospitals and workshops in forty states; poppies sold in Los Alamos are made by patients at the Veterans Administration Hospital in Albuquerque; and

WHEREAS: The citizens of Los Alamos are given an opportunity each year to pay tribute to all who have died in the service of our country, as well as an opportunity to help with the fine work of the American Legion and the American Legion Auxiliary, by wearing a poppy and thereby contributing to the American Legion Auxiliary's service to the living;

NOW, THEREFORE, on behalf of the Council of the Incorporated County of Los Alamos, I do hereby proclaim Saturday, May 25th, 2019 as

"POPPY DAY"

in Los Alamos County, and urge our citizens to wear a poppy with pride on this occasion.



County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
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Agenda No.: C.

Index (Council Goals): * 2019 Council Goal - Other

Presenters: Sara Scott, Council Chair and Christine Chandler, State Representative

Legislative File: 11909-19

Title

Briefing to Council by County Lobbyist Scott Scanland and Representative Chris Chandler
Providing an Overview of the 2019 Legislative Session

Attachments

A - 2019 Final Legislative Report from Scott Scanland
B - 2019 NMC Final Legislative Report

FINAL REPORT FROM SCOTT SCANLAND

Friday, April 05, 2019 12:30 PM



The First Session of the 54th New Mexico Legislature began on Tuesday, January 15, 2019 and ended on Saturday March 16, 2019. The Governor's 20 day signing period ended at Noon on April 5, 2019. You will find all the final actions on bills that we worked for you in your attached bill report. The bills that died during the Session are noted as **FAILED**. The final action of bills that went to the Governor are noted within each bill actions. She either signed them, vetoed them or pocket vetoed them. I try to get this report out on the day the signing period ends but there were delays in posting the final bills so I had to wait until I could read the line item vetoes in particular bills.

The Governor was presented with 309 bills. She signed 281 of those and vetoed 28 bills.

Here is a link to the final outcome of all the bills from this Session:

Governor Actions

<u>Bill ID</u>	<u>Title</u>	<u>Sponsor</u>	<u>Last Action</u>	<u>Session</u>
*HB 1	FEED BILL	Sheryl Williams Stapleton	SGND	2019 Regular
HB 2	GENERAL APPROPRIATION ACT OF 2019	Patricia A. Lundstrom	SGND	2019 Regular
HB 5	PUBLIC EDUCATION CHANGES	Sheryl Williams Stapleton Patricia A. Lundstrom Christine Trujillo G. Andres Romero Roberto "Bobby" J. Gonzales	SGND BY GOV	2019 Regular
HB 6	TAX CHANGES	Jim R. Trujillo Sheryl Williams Stapleton Javier Martínez Susan K. Herrera Antonio "Moe" Maestas	SGND BY GOV	2019 Regular
HB 7	HIGHER EDUCATION CENTERS OF EXCELLENCE	Micaela Lara Cadena Tomás E. Salazar	SGND BY GOV	2019 Regular
HB 16	DEPT. OF PUBLIC SAFETY INFO SHARING	Joseph L. Sanchez	SGND BY GOV	2019 Regular
*HB 17	WATER LEASES & USE OF LEASED WATER	Christine Chandler Peter Wirth	SGND BY GOV	2019 Regular
HB 20	GROW YOUR OWN TEACHERS ACT	Joy Garratt Michael Padilla Christine Trujillo Raymundo Lara	SGND BY GOV	2019 Regular
HB 27	CHAPARRAL LIBRARY FEASIBILITY STUDY	Willie D. Madrid Raymundo Lara Patricia Roybal Caballero Nathan P. Small	SGND BY GOV	2019 Regular
HB 37	NO LEDA FUNDS FOR WATER RIGHTS PURCHASES	Miguel P. Garcia	SGND BY GOV	2019 Regular
HB 43	BEHAVIORAL HEALTH	Sheryl Williams	SGND	2019

	INTERVENTIONS	Stapleton	BY GOV	Regular
HB 44	CAREER-TECHNICAL TEACHER DEVELOPMENT	Sheryl Williams Stapleton Melanie A. Stansbury Anthony Allison	SGND BY GOV	2019 Regular
HB 47	SCHOOL EMPLOYEE & ASSISTANTS PROBATION TIME	Patricia Roybal Caballero	SGND BY GOV	2019 Regular
HB 48	AUDIOLOGIST & HEARING AID SELLER ETHICS RULES	Patricia Roybal Caballero Gregg Schmedes	SGND BY GOV	2019 Regular
HB 49	MANUFACTURED HOUSING ACT DEFINITIONS	Rodolpho "Rudy" S. Martinez Peter Wirth	SGND BY GOV	2019 Regular
HB 50	AUDIT REVIEWS BY BOARD OF FINANCE	Rodolpho "Rudy" S. Martinez Abbas Akhil William "Bill" Pratt	SGND BY GOV	2019 Regular
HB 55	AGREEMENT TO ELECT PRESIDENT BY POPULAR VOTE	Gail Chasey Mimi Stewart Daymon Ely Carlos R. Cisneros Patricia Roybal Caballero	SGND BY GOV	2019 Regular
HB 56	PROSTITUTION AS DELINQUENT ACT	Gail Chasey Christine Trujillo	SGND BY GOV	2019 Regular
HB 66	MAMMOGRAM INFO DISCLOSURE	Elizabeth "Liz" Thomson Natalie Figueroa Melanie A. Stansbury	SGND BY GOV	2019 Regular
HB 72	OCCUPATIONAL THERAPY SCOPE OF PRACTICE	Elizabeth "Liz" Thomson	SGND BY GOV	2019 Regular
HB 74	TRADITIONAL HISTORIC COMMUNITY QUALIFICATIONS	Roberto "Bobby" J. Gonzales Andrea Romero Raymundo Lara Susan K. Herrera	SGND BY GOV	2019 Regular
HB 81	PHYSICAL REHAB COST SHARING LIMITS	Eliseo Lee Alcon	SGND BY GOV	2019 Regular

HB 85	UNION SECURITY AGREEMENTS	Daymon Ely Andrea Romero	SGND BY GOV	2019 Regular
HB 89	HEALTH COVERAGE FOR CONTRACEPTION	Deborah A. Armstrong	SGND BY GOV	2019 Regular
HB 91	CAREER TECHNICAL EDUCATION PILOT PROJECT	Sheryl Williams Stapleton Dayan Hochman-Vigil	SGND BY GOV	2019 Regular
HB 94	LAND GRANT-MERCEDES PARTITIONS	Tomás E. Salazar	POCKET VETO	2019 Regular
HB 97	LOCAL GOVERNMENT INVESTMENT POOL PARTICIPANTS	Tomás E. Salazar	SGND BY GOV	2019 Regular
HB 98	FINGERPRINTS TO RENEW A BUSINESS NOT REQUIRED	William "Bill" R. Rehm	SGND BY GOV	2019 Regular
HB 100	REPLACE COLUMBUS DAY AS INDIGENOUS PEOPLES'	Derrick J. Lente Andrea Romero	SGND BY GOV	2019 Regular
HB 111	CULTURAL AND LINGUISTIC EDUCATION SUPPORT	Tomás E. Salazar Linda M. Trujillo Derrick J. Lente	SGND BY GOV	2019 Regular
HB 124	FIRE PROTECTION FUND CHANGES	Candie G. Sweetser Gail Armstrong	SGND BY GOV	2019 Regular
HB 127	COLLEGE AFFORDABILITY ACT CHANGES	G. Andres Romero	SGND BY GOV	2019 Regular
HB 128	INCREASE ACCESS FOR SENIOR CITIZEN EDUCATION	Linda M. Trujillo	SGND BY GOV	2019 Regular
HB 129	SCHOOL SECURITY PERSONNEL & DEADLY WEAPONS	Linda M. Trujillo	SGND BY GOV	2019 Regular
HB 135	SEXUAL ASSAULT SURVIVOR'S BILL OF RIGHTS	Elizabeth "Liz" Thomson	SGND BY GOV	2019 Regular
HB 137	COUNTY & TRIBAL HEALTH COUNCILS ACT	Anthony Allison Elizabeth "Liz" Thomson	SGND BY GOV	2019 Regular
HB 149	JUVENILE DELINQUENCY NOTICES TO TRIBES	Georgene Louis	SGND BY GOV	2019 Regular
HB 150	INSTALLMENT & SMALL LOAN CHANGES	Georgene Louis	SGND BY GOV	2019 Regular
HB 151	LIQUOR DELIVERIES BY LICENSED MINORS	Patricio Ruiloba	SGND BY GOV	2019 Regular
HB 157	EMERGENCY COMMUNICATION & MEDICAL TAXES	Rebecca Dow	SGND BY GOV	2019 Regular
HB 158	AFRICAN AMERICAN CENTER FUNDING IN STATE FAIR	Sheryl Williams Stapleton Melanie A.	SGND BY GOV	2019 Regular

Stansbury				
HB 162	INSURANCE PREMIUM TAX PROVISIONS	Jim R. Trujillo	SGND BY GOV	2019 Regular
HB 163	TAX DEDUCTION FOR NONRESIDENT BENEFICIARY	Jim R. Trujillo	SGND BY GOV	2019 Regular
HB 165	MODIFYING HIGH WAGE JOBS TAX CREDIT	Candie G. Sweetser	SGND BY GOV	2019 Regular
HB 200	WINDOW SUNSCREEN RESTRICTIONS	Jason C. Harper	POCKET VETO	2019 Regular
HB 202	CONSERVANCY DISTRICT ROADS & TORT IMMUNITY	Nathan P. Small	SGND BY GOV	2019 Regular
HB 203	ECONOMIC DEVELOPMENT FINANCE & AG ENTERPRISES	Nathan P. Small Raymundo Lara Melanie A. Stansbury Andrea Romero Anthony Allison	SGND BY GOV	2019 Regular
HB 204	HEALTHY SOIL ACT	Nathan P. Small Elizabeth "Liz" Stefanics Melanie A. Stansbury	SGND BY GOV	2019 Regular
HB 205	BABY CHANGING FACILITIES IN RESTROOMS	G. Andres Romero	SGND BY GOV	2019 Regular
HB 208	HAZARDOUS OFFICER STATEMENT UPON COURT ORDER	Nathan P. Small	SGND BY GOV	2019 Regular
HB 216	FILE COUNTY SUBDIVISION ORDINANCES WITH STATE	Linda M. Trujillo Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular
HB 217	INFRASTRUCTURE DEVELOPMENT ZONE MEETINGS	Linda M. Trujillo	SGND BY GOV	2019 Regular
HB 225	SEARCH & RESCUE INSURANCE CLAIMS	Jason C. Harper	SGND BY GOV	2019 Regular
HB 226	ADD LAY MIDWIVES AS PRACTITIONERS	Jason C. Harper	SGND BY GOV	2019 Regular
HB 227	USE OF TEACHER ATTENDANCE FOR EVALUATIONS	Jason C. Harper Andrea Romero Christine Chandler	SGND BY GOV	2019 Regular
HB 229	REGIONAL AIR CENTER SPECIAL ECONOMIC DISTRICT	Candy Spence Ezzell Phelps Anderson Greg Nibert	SGND BY GOV	2019 Regular
HB 230	PLAN OF SAFE CARE BILL	Christine Trujillo	SGND	2019

			BY GOV	Regular
HB 234	PUBLIC SERVICE OFFICERS & DETOX FACILITIES	D. Wonda Johnson	SGND BY GOV	2019 Regular
HB 236	ATTENDANCE FOR SUCCESS ACT	Patricio Ruiloba	SGND BY GOV	2019 Regular
HB 237	EXTEND UNIVERSITY POLICE OFFICER AUTHORITY	Patricio Ruiloba Daniel A. Ivey-Soto Abbas Akhil	SGND BY GOV	2019 Regular
HB 240	ALTERNATIVE LEVEL 1 TEACHER PATH TO LEVEL 2	G. Andres Romero	SGND BY GOV	2019 Regular
*HB 241	PUBLIC PROJECT REVOLVING FUND PROJECTS	Patricia A. Lundstrom Jacob Candelaria	SGND BY GOV	2019 Regular
HB 242	CONTACT LENS & GLASSES PRESCRIPTIONS	Doreen Y. Gallegos	SGND BY GOV	2019 Regular
HB 248	BLOCKING MOBILITY LIMITED PARKING SPACES	Martin R. Zamora Randal S. Crowder	SGND	2019 Regular
HB 250	NATIVE AMERICAN STUDENT NEEDS ASSESSMENTS	Derrick J. Lente	SGND BY GOV	2019 Regular
HB 256	ADD E-CIGARETTES TO CLEAN INDOOR AIR ACT	Joanne J. Ferrary Elizabeth "Liz" Thomson Deborah A. Armstrong William "Bill" Pratt Christine Trujillo	SGND BY GOV	2019 Regular
HB 257	ENVIRO SERVICES GROSS RECEIPTS USES	Candy Spence Ezzell	SGND BY GOV	2019 Regular
HB 266	FOREST & WATERSHED RESTORATION ACT	Paul C. Bandy Peter Wirth	SGND BY GOV	2019 Regular
HB 267	CRIMINAL JUSTICE REFORMS	Daymon Ely Andrea Romero Sander Rue Greg Nibert Abbas Akhil	SGND BY GOV	2019 Regular
HB 275	COLLEGE OF EDUCATION AFFORDABILITY	Sheryl Williams Stapleton Debra M. Sariñana Raymundo Lara	SGND BY GOV	2019 Regular

		Joanne J. Ferrary Natalie Figueroa		
HB 276	ESTABLISH ADVANCED MAPPING FUND	Candie G. Sweetser Raymundo Lara Melanie A. Stansbury	SGND BY GOV	2019 Regular
*HB 278	MISSING & MURDERED INDIGENOUS WOMEN	Andrea Romero Derrick J. Lente Melanie A. Stansbury D. Wonda Johnson	SGND BY GOV	2019 Regular
HB 279	ON-RECORD METRO COURT APPEALS	Dayan Hochman-Vigil Antonio "Moe" Maestas	SGND BY GOV	2019 Regular
HB 280	NURSE & MIDWIFE PRIVILEGE PARITY	Joanne J. Ferrary Micaela Lara Cadena Karen C. Bash Elizabeth "Liz" Thomson	SGND BY GOV	2019 Regular
HB 285	SHORT-TERM & LIMITED-BENEFIT PLAN ACT	Micaela Lara Cadena	SGND BY GOV	2019 Regular
HB 291	EFFICIENT USE OF ENERGY ACT CHANGES	Andrea Romero	SGND BY GOV	2019 Regular
HB 293	DUPLICATES FOR INSTRUMENTS OF WRITING	Greg Nibert	SGND BY GOV	2019 Regular
HB 300	RURAL ELECTRIC CO-OP PROXY VOTING & QUORUMS	Gail Armstrong Gabriel Ramos	SGND BY GOV	2019 Regular
HB 303	FOSTER FAMILY PARK & MUSEUM FREE ADMISSION	Kelly K. Fajardo Rebecca Dow David M. Gallegos Angelica Rubio Susan K. Herrera	SGND BY GOV	2019 Regular
HB 308	DENTAL THERAPISTS	Doreen Y. Gallegos Gail Armstrong	SGND BY GOV	2019 Regular
HB 311	HOME INSURANCE INCREASE NOTICE & APPEALS	Doreen Y. Gallegos Raymundo Lara	SGND BY GOV	2019 Regular
*HB	SEIZURE & DISPOSITION OF	Christine	SGND	2019

<u>312</u>	FORFEITED PROPERTY	<u>Chandler Daniel A. Ivey-Soto</u>	BY GOV	Regular
<u>HB 314</u>	CHILDREN'S ADVOCACY CENTERS	<u>Linda M. Trujillo Dayan Hochman-Vigil</u>	SGND BY GOV	2019 Regular
<u>HB 315</u>	NM AGRICULTURAL WORKFORCE DEVELOPMENT PGM ACT	<u>Paul C. Bandy Joseph L. Sanchez</u>	SGND BY GOV	2019 Regular
<u>HB 322</u>	AUTISM SPECTRUM DISORDER COVERAGE	<u>Elizabeth "Liz" Thomson Karen C. Bash Natalie Figueroa</u>	SGND BY GOV	2019 Regular
<u>HB 324</u>	PTSD AS FIREFIGHTER EMPLOYMENT CONDITION	<u>Deborah A. Armstrong Melanie A. Stansbury</u>	SGND BY GOV	2019 Regular
<u>HB 331</u>	GAMING MACHINE HOURS OF OPERATION	<u>Patricio Ruiloba</u>	SGND BY GOV	2019 Regular
<u>HB 342</u>	CRIMINAL JUSTICE REFORMS	<u>Antonio "Moe" Maestas Gail Chasey Sander Rue Richard C. Martinez</u>	SGND BY GOV	2019 Regular
<u>HB 360</u>	EDUCATIONAL RETIREMENT CHANGES	<u>Tomás E. Salazar</u>	SGND BY GOV	2019 Regular
<u>HB 364</u>	CORRECTIONS RESTRICTED HOUSING ACT	<u>Antonio "Moe" Maestas Elizabeth "Liz" Thomson Andrea Romero Mary Kay Papen</u>	SGND BY GOV	2019 Regular
<u>HB 367</u>	ENGINEERING & SURVEYING SCHOLARSHIP	<u>Nathan P. Small Linda M. Trujillo</u>	POCKET VETO	2019 Regular
<u>HB 370</u>	CRIMINAL RECORD EXPUNGEMENT ACT	<u>Antonio "Moe" Maestas Andrea Romero Bill B. O'Neill</u>	SGND BY GOV	2019 Regular
<u>HB 371</u>	MEDICARE PART B AUTOMATIC ENROLLMENT	<u>Rebecca Dow Deborah A. Armstrong</u>	SGND BY GOV	2019 Regular
<u>HB 376</u>	ABUSE & NEGLECT MULTILEVEL RESPONSE SYSTEM	<u>Gail Chasey</u>	SGND BY GOV	2019 Regular
<u>HB 379</u>	ACEQUIA PROPERTY LIENS FROM COURT JUDGEMENTS	<u>Christine Chandler</u>	SGND BY GOV	2019 Regular

HB 388	GENDER-FREE RESTROOMS	Angelica Rubio	SGND BY GOV	2019 Regular
HB 393	INVESTMENT IN TAX STABILIZATION RESERVE FUND	Tomás E. Salazar	SGND BY GOV	2019 Regular
*HB 407	ELECTION LAWS 50-YEAR TUNE-UP	Linda M. Trujillo Daniel A. Ivey- Soto Roberto "Bobby" J. Gonzales Phelps Anderson	SGND BY GOV	2019 Regular
HB 411	LOCAL GOV'T TAX DISTRIBUTION DEFINITIONS	Jim R. Trujillo Susan K. Herrera	POCKET VETO	2019 Regular
HB 420	SCHOOL ADVANCED PLACEMENT POLICY & REPORTING	G. Andres Romero Raymundo Lara Natalie Figueroa Joy Garratt	SGND BY GOV	2019 Regular
HB 427	MOTOR VEHICLE CODE OFFENSE PENALTIES	Dayan Hochman-Vigil Eliseo Lee Alcon Antonio "Moe" Maestas	SGND BY GOV	2019 Regular
HB 429	PROPERTY TAX INCREASE LIMIT FOR SOME PEOPLE	William "Bill" R. Rehm Jane E. Powdrell- Culbert	SGND BY GOV	2019 Regular
HB 430	LIBRARY PROCUREMENT CODE EXEMPTION	Linda M. Trujillo	SGND BY GOV	2019 Regular
HB 431	TERMINATION OF SCHOOL EMPLOYEES	Linda M. Trujillo	SGND BY GOV	2019 Regular
HB 433	HOME INSPECTOR LICENSING ACT	Alonzo Baldonado Matthew McQueen Kelly K. Fajardo Rod Montoya Daniel A. Ivey- Soto	SGND BY GOV	2019 Regular
HB 436	ALIGN HEALTH INSURANCE LAW WITH FEDERAL LAW	Elizabeth "Liz" Thomson Deborah A. Armstrong William "Bill"	SGND BY GOV	2019 Regular

		Pratt Christine Trujillo Micaela Lara Cadena		
HB 440	SOLAR ENERGY IMPROVEMENT ASSESSMENTS	Abbas Akhil Debra M. Sariñana Joseph L. Sanchez	SGND BY GOV	2019 Regular
HB 447	TRACK CHILDREN BETWEEN SCHOOL & CYFD	Linda M. Trujillo Andrea Romero	SGND BY GOV	2019 Regular
HB 479	DE-EARMARK LOCAL OPTION GROSS RECEIPTS	Jason C. Harper Christine Chandler Javier Martínez Rebecca Dow Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular
HB 480	GRADUATE MEDICAL EDUCATION EXPANSION GRANTS	Doreen Y. Gallegos Nathan P. Small	SGND BY GOV	2019 Regular
HB 501	INCREASE CERTAIN PERA & ERB CONTRIBUTIONS	Jim R. Trujillo Micaela Lara Cadena Sheryl Williams Stapleton	SGND BY GOV	2019 Regular
HB 503	HORSE RACING BREEDER MERIT & INCENTIVE AWARDS	Candy Spence Ezzell	SGND BY GOV	2019 Regular
HB 505	REGIONAL HOUSING AUTHORITY CHANGES	Roberto "Bobby" J. Gonzales Eliseo Lee Alcon Joseph L. Sanchez	SGND BY GOV	2019 Regular
HB 512	FIREFIGHTER RETIREMENT SERVICE CREDIT	Rodolpho "Rudy" S. Martinez Anthony Allison Nathan P. Small Willie D. Madrid Harry Garcia	SGND BY GOV	2019 Regular
HB 521	PRC APPLICATION FOR VEHICLE ELECTRICITY	Angelica Rubio Pat Woods Georgene Louis Phelps Anderson Joy Garratt	SGND BY GOV	2019 Regular

HB 526	LAB SMALL BUSINESS TAX CREDIT CHANGES	Abbas Akhil Christine Chandler Jason C. Harper Joseph L. Sanchez	SGND BY GOV	2019 Regular
HB 539	SOCIAL WORK LICENSURE & PROVISION CHANGES	Doreen Y. Gallegos Gerald Ortiz y Pino	SGND BY GOV	2019 Regular
HB 546	FLUID OIL & GAS WASTE ACT	Nathan P. Small Rod Montoya Brian Egolf	SGND BY GOV	2019 Regular
HB 548	APPROPRIATIONS & EXPENDITURES	Patricia A. Lundstrom	SGND BY GOV	2019 Regular
HB 549	REMOVAL OF PARTIALLY CONSUMED WINE	Candie G. Sweetser	SGND BY GOV	2019 Regular
*HB 556	HUMAN SERVICES DEPT. BACKGROUND CHECKS	Deborah A. Armstrong	SGND BY GOV	2019 Regular
HB 558	GILA CANCER CENTER REVENUE BONDS	Rebecca Dow Gabriel Ramos	SGND BY GOV	2019 Regular
*HB 568	CAPITAL OUTLAY REAUTHORIZATIONS	Jim R. Trujillo	SGND BY GOV	2019 Regular
HB 581	HEMP MANUFACTURING ACT	Derrick J. Lente	SGND BY GOV	2019 Regular
HB 584	FINANCIAL LENDING USE OF NATIONAL SYSTEM	Javier Martínez	SGND BY GOV	2019 Regular
HB 589	COMMUNITY SCHOOL, EARLY CHILDHOOD & PRE-K	Elizabeth "Liz" Thomson Christine Trujillo Joy Garratt Debra M. Sariñana Patricia Roybal Caballero	SGND BY GOV	2019 Regular
HB 592	LA MERCED DEL MANZANO LAND GRANT	Matthew McQueen Elizabeth "Liz" Stefanics	SGND BY GOV	2019 Regular
HB 631	USE OF FLASHING LIGHTS BY RECOVERY VEHICLES	Patricio Ruiloba Harry Garcia	SGND BY GOV	2019 Regular
HB 638	BONE MARROW REGISTRY PATIENT INQUIRY	Joanne J. Ferrary Karen C. Bash Deborah A. Armstrong	SGND BY GOV	2019 Regular

		Elizabeth "Liz" Thomson Roberto "Bobby" J. Gonzales		
HB 643	TRANSFER OVERSIGHT OF VETERANS' HOME	Rodolpho "Rudy" S. Martinez Harry Garcia William "Bill" Pratt Debra M. Sariñana Deborah A. Armstrong	SGND BY GOV	2019 Regular
HB 651	WATER DATA ACT	Melanie A. Stansbury Gail Armstrong Antoinette Sedillo Lopez	SGND BY GOV	2019 Regular
HB 664	SCHOOL CREDIT FOR CERTAIN COURSES	Tim D. Lewis James G. Townsend	SGND BY GOV	2019 Regular
HB 692	ADD LOS LUCEROS AS HISTORIC SITE	Jim R. Trujillo	SGND BY GOV	2019 Regular
HB 694	LOCAL GOV'T TRANSPORTATION PROJECT FUND	Patricio Ruiloba	SGND BY GOV	2019 Regular
SB 1	PUBLIC EDUCATION CHANGES	Mimi Stewart Gay G. Kernan William Soules	SGND BY GOV	2019 Regular
SB 2	FILM TAX CREDIT CHANGES	Nancy Rodriguez	SGND BY GOV	2019 Regular
SB 3	CAMPAIGN FINANCE REPORTING	Peter Wirth	SGND BY GOV	2019 Regular
SB 4	CAMPAIGN PUBLIC FINANCING CHANGES	Peter Wirth	SGND BY GOV	2019 Regular
SB 5	INTERSTATE STREAM COMMISSION MEMBERSHIP	Peter Wirth	POCKET VETO	2019 Regular
SB 8	FIREARM SALE BACKGROUND CHECK	Richard C. Martinez Peter Wirth	SGND BY GOV	2019 Regular
*SB 9	PSYCHOLOGIST PRESCRIPTION CERTIFICATES	Mary Kay Papen	SGND BY GOV	2019 Regular
SB 10	SEVERANCE TAX FUND SMALL BUSINESS INVESTMENT	Carlos R. Cisneros	SGND BY GOV	2019 Regular
SB 11	GROSS RECEIPTS FOR NONPROFIT	Carlos R.	SGND	2019

	ORGANIZATIONS	Cisneros Richard C. Martinez Christine Chandler Andrea Romero	BY GOV	Regular
SB 12	WATER RIGHTS NOTIFICATIONS ONLINE	Carlos R. Cisneros Tomás E. Salazar	SGND BY GOV	2019 Regular
SB 16	MILK TESTING OR TRANSPORTING GROSS RECEIPTS	Stuart Ingle	SGND BY GOV	2019 Regular
SB 17	LAND GRANT BOARDS COMPREHENSIVE PLANS	Jacob Candelaria	SGND BY GOV	2019 Regular
SB 18	LOCAL GOVERNMENT PLANNING FUND	Jacob Candelaria Tomás E. Salazar	SGND BY GOV	2019 Regular
SB 20	SEX DESIGNATION ON VITAL RECORDS	Jacob Candelaria Deborah A. Armstrong Antoinette Sedillo Lopez	SGND BY GOV	2019 Regular
SB 21	HEALTH PROFESSIONAL LOAN REPAYMENT CHANGES	Gay G. Kernan	SGND BY GOV	2019 Regular
SB 22	EARLY CHILDHOOD EDUCATION & CARE DEPT.	Michael Padilla Linda M. Trujillo	SGND BY GOV	2019 Regular
SB 23	SERVICES FOR YOUTH LEAVING FOSTER CARE	Michael Padilla Candace Gould	SGND BY GOV	2019 Regular
SB 25	NO DIFFERENTIAL PRICING BASED ON GENDER	Michael Padilla Elizabeth "Liz" Stefanics	SGND BY GOV	2019 Regular
SB 28	PLACEMENT OF CHILDREN IN PROTECTIVE CUSTODY	Michael Padilla	SGND BY GOV	2019 Regular
SB 37	EXTEND DATE ON CERTAIN STATE PROJECTS	Michael Padilla	SGND BY GOV	2019 Regular
SB 41	MEDICAID SERVICES, FRAUD & DUE PROCESS	Mary Kay Papen	SGND BY GOV	2019 Regular
SB 42	MISSING PERSON NOTIFICATION REQUIREMENTS	Richard C. Martinez	SGND BY GOV	2019 Regular
SB 43	DRINKING WATER SYSTEM FINANCING	Richard C. Martinez	SGND BY GOV	2019 Regular
SB 44	EQUIPMENT PURCHASES FOR LAND GRANTS	Richard C. Martinez Tomás E.	SGND BY GOV	2019 Regular

		Salazar Andrea Romero		
SB 48	STUDENT DIABETES MANAGEMENT ACT	Mimi Stewart	SGND BY GOV	2019 Regular
SB 56	NOTICE TO REMOVE APPRAISER FROM PANEL	Sander Rue	SGND BY GOV	2019 Regular
SB 58	EVIDENCE AND RESEARCH BASED FUNDING REQUESTS	Sander Rue	SGND BY GOV	2019 Regular
SB 76	PROHIBIT COYOTE KILLING CONTESTS	Mark Moores Jeff Steinborn	SGND BY GOV	2019 Regular
SB 77	LANDOWNER LIABILITY FOR CAVE EXPLORATION	William Soules	SGND BY GOV	2019 Regular
SB 82	SAFE HARBOR FOR NURSES ACT	Gay G. Kernan Elizabeth "Liz" Stefanics Mary Kay Papen	SGND BY GOV	2019 Regular
SB 84	SENIOR CENTER FOOD GARDENS	Elizabeth "Liz" Stefanics Gail Armstrong	SGND BY GOV	2019 Regular
SB 85	DOMESTIC SERVICE IN MINIMUM WAGE ACT	Elizabeth "Liz" Stefanics Christine Trujillo	SGND BY GOV	2019 Regular
SB 88	PROCUREMENT FUNCTIONS TO GSD	Bill Tallman	SGND BY GOV	2019 Regular
SB 95	INDIVIDUAL DEVELOPMENT ACCOUNT ACT CHANGES	Bill Tallman	SGND BY GOV	2019 Regular
SB 96	CONVICTION INFO ON JOB APPLICATIONS	Bill B. O'Neill Alonzo Baldonado	SGND BY GOV	2019 Regular
SB 106	SHORT-TERM OCCUPANCY RENTALS TAX	John M. Sapien	SGND BY GOV	2019 Regular
SB 107	FINANCIAL RESPONSIBILITY ELECTRONIC EVIDENCE	John M. Sapien	SGND BY GOV	2019 Regular
SB 109	EXTEND CERTAIN PROFESSIONAL LICENSE DURATIONS	John M. Sapien	SGND BY GOV	2019 Regular
SB 117	WASTEWATER SYSTEM FINANCING	Richard C. Martinez	SGND BY GOV	2019 Regular
SB 118	PROTECT CONFIDENTIALITY OF CRIME VICTIMS	Jacob Candelaria Dayan Hochman-Vigil Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular
SB 120	REAL ESTATE AUCTIONEER LICENSURE & FEES	Pat Woods	SGND BY GOV	2019 Regular

SB 121	DEPT. OF TRANSPORTATION LIVESTOCK FENCING	Pat Woods	SGND BY GOV	2019 Regular
SB 123	PUBLIC & PRIVATE CAREGIVER LEAVE ACTS	Michael Padilla	SGND BY GOV	2019 Regular
SB 124	CORRECTIONAL FACILITY LACTATION POLICIES	Michael Padilla	SGND BY GOV	2019 Regular
SB 126	LOCAL GOV'T PRIMARY CARE CLINIC FUNDING	Mary Kay Papen	SGND BY GOV	2019 Regular
SB 128	LOCAL GOV'T BEHAVIORAL HEALTH CLINIC FUNDING	Mary Kay Papen	SGND BY GOV	2019 Regular
SB 129	TAX PROTESTS & ADMIN HEARINGS OFFICE	Jacob Candelaria Jason C. Harper Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular
SB 131	INTERAGENCY PHARMACIES PURCHASING COUNCIL	Jeff Steinborn Joanne J. Ferrary	SGND BY GOV	2019 Regular
SB 135	NATUROPATHIC DOCTORS' PRACTICE ACT	Gerald Ortiz y Pino	SGND BY GOV	2019 Regular
*SB 142	OUT OF STATE BODY ART LICENSE EQUIVALENCE	Mimi Stewart	SGND BY GOV	2019 Regular
SB 143	PRC FIRE SAFETY STANDARDS	Mimi Stewart	SGND BY GOV	2019 Regular
SB 145	COORDINATE MEDICAL TRANSPORT	Bill Tallman	SGND BY GOV	2019 Regular
SB 147	SCHOOL SAFETY DRILL REQUIREMENTS	Craig Brandt	SGND BY GOV	2019 Regular
SB 148	FORMER OFFICERS AS SCHOOL SAFETY PERSONNEL	Craig Brandt	POCKET VETO	2019 Regular
SB 149	RENAME ALCOHOL & GAMING DIVISION	Ron Griggs Cliff R. Pirtle	SGND BY GOV	2019 Regular
SB 150	HOMEOWNER ASSOCIATIONS CHANGES	Mimi Stewart	SGND BY GOV	2019 Regular
SB 154	PUBLIC PROPERTY DISPOSITION ACT	Mary Kay Papen	POCKET VETO	2019 Regular
SB 157	SICK LEAVE FOR EDUCATIONAL RETIREMENT CREDIT	William Soules	SGND BY GOV	2019 Regular
SB 158	WILD HORSE DEFINITIONS & DISPOSITION	Pat Woods	SGND BY GOV	2019 Regular
SB 162	DISSOLUTION OF BUSINESS ENTITIES	Clemente Sanchez	SGND BY GOV	2019 Regular
SB 163	VALENCIA COUNTY INSTRUCTIONAL CENTER	Clemente Sanchez	SGND BY GOV	2019 Regular

		Alonzo Baldonado Gregory A. Baca		
SB 164	PRIZES & GIFTS FOR INSURANCE CUSTOMERS	Clemente Sanchez	SGND BY GOV	2019 Regular
SB 165	MUNICIPAL REVENUE FOR BOND REPAYMENT	Clemente Sanchez Jane E. Powdrell-Culbert	SGND BY GOV	2019 Regular
SB 167	SECRETARY OF STATE ELECTRONIC SIGNATURES	Clemente Sanchez	SGND BY GOV	2019 Regular
SB 173	TRANSFER OF MUNI COURT JURISDICTION	Richard C. Martinez	SGND BY GOV	2019 Regular
SB 174	JURY AFFIDAVIT EXEMPTION IF OVER AGE 75	Richard C. Martinez	POCKET VETO	2019 Regular
*SB 177	ALLOW PULL TAB GAMES UNDER BINGO LICENSE	Sander Rue	SGND BY GOV	2019 Regular
SB 179	DISABILITIES STUDENTS LOTTERY SCHOLARSHIPS	Elizabeth "Liz" Stefanics	SGND BY GOV	2019 Regular
SB 188	HEALTH INSURANCE PRIOR AUTHORIZATION ACT	Gay G. Kernan Elizabeth "Liz" Stefanics	SGND BY GOV	2019 Regular
SB 189	MOBILITY LIMITATION TRANSPORT PLACARDS	Sander Rue	SGND BY GOV	2019 Regular
SB 190	INTIMATE PARTNER VIOLENCE SURVIVOR SUFFRAGE	Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular
SB 191	LOBBYIST REPORTING REQUIREMENTS	Daniel A. Ivey-Soto Christine Chandler	SGND BY GOV	2019 Regular
SB 192	PREGNANT AND LACTATING INMATE OPTIONS	Daniel A. Ivey-Soto Georgene Louis	SGND BY GOV	2019 Regular
SB 193	BEEF COUNCIL ASSESSMENT OPT-OUT	Pat Woods	SGND BY GOV	2019 Regular
*SB 197	JUDGE PRO TEMPORE FUND	Richard C. Martinez	SGND BY GOV	2019 Regular
SB 198	ADMIN OFFICE OF THE COURTS DIRECTOR FUNDS	Richard C. Martinez	SGND BY GOV	2019 Regular
SB 199	ELECTRONIC COMMUNICATIONS PRIVACY ACT	Peter Wirth	SGND BY GOV	2019 Regular
*SB 200	MASSAGE THERAPY ACT	Peter Wirth	SGND BY GOV	2019 Regular
SB 204	MEDICAL MARIJUANA IN SCHOOLS	Candace Gould	SGND	2019

		Gail Armstrong Jacob Candelaria	BY GOV	Regular
SB 207	SUBSTANCE ABUSE ASSOCIATE REIMBURSEMENT	Carlos R. Cisneros	SGND BY GOV	2019 Regular
SB 215	MATERNAL MORTALITY & MORBIDITY PREVENTION ACT	Nancy Rodriguez	SGND BY GOV	2019 Regular
SB 219	HISTORIC PRESERVATION & STATE LAND PROJECTS	Peter Wirth Brian Egolf	SGND BY GOV	2019 Regular
SB 221	REQUIRE CERTAIN OVERDOSE COUNSELINGS	William Soules	SGND BY GOV	2019 Regular
SB 223	LAND GRANT ELECTIONS & DEFINITIONS	Linda M. Lopez	SGND BY GOV	2019 Regular
SB 225	AIR MEDAL LICENSE PLATE	Clemente Sanchez	SGND BY GOV	2019 Regular
SB 227	ADDITIONAL UNLAWFUL DISCRIMINATION PRACTICES	Elizabeth "Liz" Stefanics Jacob Candelaria Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular
SB 228	WILDLIFE CORRIDORS ACT	Mimi Stewart	SGND BY GOV	2019 Regular
SB 229	SCHOOL SUPPORT & ACCOUNTABILITY ACT	Mimi Stewart	SGND BY GOV	2019 Regular
SB 230	PRE-K CLASSROOM FACILITIES INITIATIVE	Mimi Stewart	SGND BY GOV	2019 Regular
SB 231	PUBLIC SCHOOL CAPITAL OUTLAY CALCULATIONS	Mimi Stewart	SGND BY GOV	2019 Regular
SB 234	POLLINATOR PROTECTION LICENSE PLATE	Sander Rue	SGND BY GOV	2019 Regular
SB 236	DISABLED VETERAN LICENSE PLATE OPTIONS	Craig Brandt Ron Griggs	SGND BY GOV	2019 Regular
SB 239	ALLOW IMPOSITION OF LANDING FEES	James P. White	SGND BY GOV	2019 Regular
SB 244	LEGAL SERVICES FOR LAND GRANTS & ACEQUIAS	Gerald Ortiz y Pino Miguel P. Garcia	SGND BY GOV	2019 Regular
SB 246	HEALTH CARE QUALITY SURCHARGE ACT	Gerald Ortiz y Pino	SGND BY GOV	2019 Regular
SB 248	STANDARDS FOR REQUIRED DEALER EDUCATION	Mimi Stewart	SGND BY GOV	2019 Regular
SB 251	TUITION & FEE WAIVERS FOR FOSTER CHILDREN	George K. Munoz	SGND BY GOV	2019 Regular

<u>*SB 261</u>	COMPILATION COMMISSION CHANGES	<u>William H. Payne</u>	SGND BY GOV	2019 Regular
<u>SB 262</u>	UNIFORM MONEY SERVICES ACT CHANGES	<u>William H. Payne</u>	SGND BY GOV	2019 Regular
<u>SB 263</u>	FUNERAL SERVICES ACT CHANGES	<u>James P. White</u>	SGND BY GOV	2019 Regular
<u>SB 264</u>	RURAL LIBRARY DEVELOPMENT, PROGRAM & FUND	<u>Gerald Ortiz y Pino</u>	SGND BY GOV	2019 Regular
<u>SB 270</u>	"RUDOLFO ANAYA I LOVE TO READ DAY"	<u>Pete Campos</u> <u>Patricia Roybal Caballero</u> <u>Joseph L. Sanchez</u>	SGND BY GOV	2019 Regular
<u>SB 271</u>	PHARMACY LICENSURE & REGISTRATION COMPLIANCE	<u>Pete Campos</u>	SGND BY GOV	2019 Regular
<u>SB 278</u>	DRIVER'S LICENSE CHANGES	<u>Gerald Ortiz y Pino</u> <u>Daniel A. Ivey-Soto</u>	SGND BY GOV	2019 Regular
<u>*SB 280</u>	CAPITAL OUTLAY EXPENDITURES	<u>Carlos R. Cisneros</u> <u>Jim R. Trujillo</u>	SGND BY GOV	2019 Regular
<u>SB 288</u>	SAFE SCHOOLS FOR ALL STUDENTS ACT	<u>William Soules</u>	SGND BY GOV	2019 Regular
<u>SB 294</u>	HEALTH INSURANCE EXCHANGE BOARD REPORTING	<u>Mary Kay Papen</u>	SGND BY GOV	2019 Regular
<u>SB 306</u>	WINE & BEER SALES & PRIVATE CELEBRATIONS	<u>John Arthur Smith</u>	POCKET VETO	2019 Regular
<u>SB 307</u>	INCREASE LEGISLATIVE RETIREMENT CONTRIBUTIONS	<u>Stuart Ingle</u> <u>Peter Wirth</u>	SGND BY GOV	2019 Regular
<u>*SB 309</u>	INSURANCE ULTRASOUND AUTHORIZATIONS	<u>Elizabeth "Liz" Stefanics</u> <u>Melanie A. Stansbury</u>	SGND BY GOV	2019 Regular
<u>SB 313</u>	TRIBAL JUDGES IN JUDICIAL EDUCATION CENTER	<u>Jacob Candelaria</u> <u>Benny Shendo, Jr.</u>	SGND BY GOV	2019 Regular
<u>SB 314</u>	NMSU CAMPUS IN SAN LUIS POTOSI, MEXICO	<u>Mary Kay Papen</u>	SGND BY GOV	2019 Regular
<u>*SB 322</u>	COLLEGE DISTRICT LEASE-PURCHASE AGREEMENTS	<u>John M. Sapien</u>	SGND BY GOV	2019 Regular
<u>SB 323</u>	DECREASE MARIJUANA PENALTIES	<u>Joseph Cervantes</u>	SGND BY GOV	2019 Regular
<u>*SB</u>	WATER PROJECT FUND PROJECTS	<u>Joseph</u>	SGND	2019

<u>326</u>		<u>Cervantes Tomás E. Salazar</u>	BY GOV	Regular
<u>SB 328</u>	ORDERS OF PROTECTION & FIREARM OWNERSHIP	<u>Joseph Cervantes Deborah A. Armstrong Antoinette Sedillo Lopez</u>	SGND BY GOV	2019 Regular
<u>SB 329</u>	OPENING PUBLIC SCHOOLS ON TRIBAL LAND	<u>Linda M. Lopez Georgene Louis</u>	SGND BY GOV	2019 Regular
<u>SB 337</u>	SURPRISE BILLING PROTECTION ACT	<u>Linda M. Lopez</u>	SGND BY GOV	2019 Regular
<u>SB 341</u>	TRANSFER COMPLETED COURSE WORK	<u>Linda M. Lopez</u>	SGND BY GOV	2019 Regular
<u>SB 349</u>	LICENSURE FOR VISITING SPORTS PHYSICIANS	<u>Mark Moores</u>	SGND BY GOV	2019 Regular
<u>SB 350</u>	AUTOMATIC RENEWAL OF SERVICE CONTRACTS	<u>Clemente Sanchez</u>	SGND BY GOV	2019 Regular
<u>SB 354</u>	HEALTH COVERAGE VIA TELEMEDICINE	<u>Gerald Ortiz y Pino</u>	SGND BY GOV	2019 Regular
<u>SB 356</u>	BOARD & COMMISSION SUNSET DATES	<u>Carlos R. Cisneros</u>	SGND BY GOV	2019 Regular
<u>SB 378</u>	SELF-SERVICE STORAGE INSURANCE LICENSE ACT	<u>George K. Munoz</u>	SGND BY GOV	2019 Regular
<u>SB 383</u>	GAME COMMISSION FAIR CHASE RULEMAKING	<u>Pete Campos</u>	SGND BY GOV	2019 Regular
<u>SB 386</u>	LA MARCHA DE LOS NOVIOS AS STATE DANCE	<u>Gerald Ortiz y Pino</u>	POCKET VETO	2019 Regular
<u>SB 391</u>	HIGH SCHOOL G.E.D. EXTERNAL DIPLOMA	<u>Craig Brandt</u>	SGND BY GOV	2019 Regular
<u>SB 394</u>	PHARMACY AUDIT CHANGES & EXCEPTIONS	<u>Clemente Sanchez</u>	SGND BY GOV	2019 Regular
<u>SB 395</u>	UNIFORM PROBATE CODE CHANGES	<u>James P. White Daymon Ely</u>	SGND BY GOV	2019 Regular
<u>SB 397</u>	ANONYMITY OF LOTTERY WINNERS	<u>Pat Woods</u>	POCKET VETO	2019 Regular
<u>SB 398</u>	DYSLEXIC STUDENT EARLY INTERVENTIONS	<u>Mimi Stewart</u>	SGND BY GOV	2019 Regular
<u>SB 404</u>	3-YEAR MEDICAL MARIJUANA CERTIFICATION	<u>Bill B. O'Neill Dayan Hochman-Vigil</u>	POCKET VETO	2019 Regular
<u>SB 406</u>	MEDICAL MARIJUANA CHANGES	<u>Gerald Ortiz y Pino</u>	SGND BY GOV	2019 Regular

SB 407	LOTTERY FUNDS FOR TRIBAL COLLEGES	Benny Shendo, Jr.	SGND BY GOV	2019 Regular
SB 413	LIQUOR PERMIT, TAX & DEFINITION CHANGES	Mimi Stewart	SGND BY GOV	2019 Regular
SB 415	PHARMACY BENEFITS MANAGER ACT CHANGES	Bill B. O'Neill	SGND BY GOV	2019 Regular
SB 425	DEPT. OF DEFENSE SATELLITE GROSS RECEIPTS	George K. Munoz	SGND BY GOV	2019 Regular
SB 431	NORTHERN NM COLLEGE BRANCH COLLEGE	Richard C. Martinez Carlos R. Cisneros	SGND BY GOV	2019 Regular
SB 433	SPACE HISTORY COMMISSION MEMBER ELIGIBILITY	William F. Burt	SGND BY GOV	2019 Regular
SB 437	RAISE MINIMUM WAGE & CREATE SEPARATE ONE	Clemente Sanchez	SGND BY GOV	2019 Regular
SB 438	ACEQUIA & COMMUNITY DITCH INFRASTRUCTURE FUND	Carlos R. Cisneros Pete Campos	SGND BY GOV	2019 Regular
SB 447	ENGINEERING & SURVEYING SCHOLARSHIP & LICENSE	Ron Griggs Gregg Fulfer	SGND BY GOV	2019 Regular
SB 458	NOTICE OF MEETINGS INVOLVING STATE TRUST LAND	Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular
SB 462	CREATE OUTDOOR RECREATION DIVISION	Jeff Steinborn Nathan P. Small Angelica Rubio D. Wonda Johnson Steven P. Neville	SGND BY GOV	2019 Regular
SB 472	ENHANCED E911 CONSULTATION	Elizabeth "Liz" Stefanics Gregg Fulfer	POCKET VETO	2019 Regular
SB 473	ADDITIONAL INVESTMENT VEHICLES	Nancy Rodriguez	SGND BY GOV	2019 Regular
SB 489	ENERGY TRANSITION ACT	Jacob Candelaria Nathan P. Small Mimi Stewart Patricia Roybal Caballero Brian Egolf	SGND BY GOV	2019 Regular
SB 503	UNIFORM PROBATE CODE CHANGES	Peter Wirth	SGND BY GOV	2019 Regular
SB 517	DWI WITH MINOR IN THE VEHICLE	Daniel A. Ivey-Soto	SGND BY GOV	2019 Regular

<u>*SB 533</u>	MESILLA VALLEY BOSQUE PARK LAND TRANSFER	<u>Mary Kay Papen</u>	SGND BY GOV	2019 Regular
<u>SB 535</u>	CERTAIN BONDING FUND MONEY TO PERMANENT FUND	<u>Carlos R. Cisneros</u>	SGND BY GOV	2019 Regular
<u>SB 536</u>	APPROPRIATIONS & EXPENDITURES	<u>John Arthur Smith</u>	SGND BY GOV	2019 Regular
<u>SB 545</u>	VETERINARY CLINIC STUDENT INTERNS	<u>Stuart Ingle</u> <u>Pat Woods</u>	SGND BY GOV	2019 Regular
<u>SB 549</u>	CHEMICAL & REAGENT GROSS RECEIPTS	<u>Clemente Sanchez</u>	SGND BY GOV	2019 Regular
<u>SB 553</u>	OIL CONSERVATION COMMISSION FEES	<u>Joseph Cervantes</u>	SGND BY GOV	2019 Regular
<u>SB 566</u>	LEGISLATIVE AUTHORIZATION OF TIDD BONDS	<u>Stuart Ingle</u>	SGND BY GOV	2019 Regular
<u>SB 576</u>	BROADEN AREA VOCATIONAL SCHOOL LOCATIONS	<u>Gay G. Kernan</u>	SGND BY GOV	2019 Regular
<u>SB 593</u>	SCHOOL ADMINISTRATOR RECIPROCITY REQUIREMENTS	<u>Mimi Stewart</u>	SGND BY GOV	2019 Regular
<u>SB 664</u>	EDUCATIONAL RETIREMENT BENEFITS TO SPOUSES	<u>Jeff Steinborn</u>	SGND BY GOV	2019 Regular
<u>SB 668</u>	STATE ETHICS COMMISSION ACT	<u>Mimi Stewart</u>	SGND BY GOV	2019 Regular
<u>SB 672</u>	EARLY & AUTO VOTER REGISTRATION	<u>Linda M. Lopez</u> <u>Daniel A. Ivey-Soto</u> <u>Linda M. Trujillo</u>	SGND BY GOV	2019 Regular

GOVERNOR'S ACTION ON BUDGET AND OVERVIEW ARTICLE

New Mexico Governor Michelle Lujan Grisham signs more than 250 bills, vetoes 28

Morgan Lee, Associated Press Published 10:07 p.m. MT April 5, 2019

SANTA FE - New Mexico Gov. Michelle Lujan Grisham embraced a nearly \$1 billion infrastructure spending package and enacted a variety of modest tax increases designed to insulate schools and state government from the state's boom-and-bust oil economy, as time ran out Friday at noon to act on new legislation.

In the final hours, the Democratic governor issued a flurry of 14 vetoes with letters of explanation aimed

at keeping policy discussions alive through next year on parole reforms, bicycle safety, home delivery of beer and wine, and salary increases for the state's top elected officials — including the governor.

Nearing the finish, Lujan Grisham also approved a gun control bill aimed at ensuring that people under protective orders for domestic violence relinquish their firearms.

The bill is among several gun safety proposals that encountered opposition from dozens of sheriffs and allied county commissions outside of the state's major urban areas. Repeated revisions to the bill by lawmakers added a required "credible threat" finding by a court before a gun must be surrendered.

She authorized more than \$900 million in direct state spending on capital projects that include a state crime lab and \$16 million toward prison facilities. Smaller expenditures run the gamut from an apartment complex for the blind in Alamogordo to electric vehicle charging stations in Santa Fe.

Using her line-item veto authority, Lujan Grisham deleted just 1 percent of the capital projects viewed as unready and signaled a clean break with the austere budgeting of her Republican predecessor, Susana Martinez.

"This is truly a huge and historic investment," Lujan Grisham wrote in a signing message. "For the past eight years, projects that are necessary for small, rural and under-resourced communities in New Mexico have gone unfunded."

The vetoes and final bill signings put a bookend on a furiously busy annual legislative session that ended on March 15 with the approval of sweeping education reforms, redoubled spending on business incentives and approved proposals for pay increases of at least 4% across state government and 6% at public schools. Leading Republicans in the legislative minority complained of being stifled or left out.

Annual spending on public education would increase by about \$450 million to \$3.2 billion under a general fund spending plan signed by the governor.

Final say on the new administration's education plan may lie with a district court judge.

Responding to a lawsuit by frustrated parents and school districts, Judge Sarah Singleton has outlined the state's failure to provide adequate educations, especially for poor and minority students.

She set a mid-April deadline to begin evaluating the response from the state Public Education Department.

"I feel incredibly prepared to defend the decisions that we made and incredibly excited about the opportunities that are now presented," Lujan Grisham said Friday, describing a range of bills she signed.

Lujan Grisham approved most provisions of a bill that will expand taxes on internet sales, nonprofit hospitals, auto sales, e-cigarettes and allows higher income tax rates on upper-income households.

Explaining the rationale for tax increases in a time of state budget surpluses, Lujan Grisham said in a statement that the legislation "helps to diversify general fund revenues, providing a hedge against volatile energy markets on which our state depends."

She vetoed portions of the bill that might have reduced taxes on tobacco products.

The approved bill increases a tax credit for working families with children to offset effects of the 2017

federal tax overhaul.

Since the end of the legislative session, Lujan Grisham also signed reforms on gun control, oilfield regulations, labor rights and the state's first minimum wage increase in a decade, a gradual uptick from \$7.50 an hour to \$12 by 2023.

IT'S A WRAP!

Thank you again for your confidence in our abilities. Tennille Taylor remains the rock who organizes all. Thank you to Carrie Robin Brunder for the extra boots on the ground. This was our 34th year of lobbying and our 30th year of being a paid, professional Lobbyist. I feel truly blessed with great clients. You care about your causes and are leaders all in your fields. I am honored to be the selected member for the National Association of State Lobbyists, ***the only New Mexico lobbyist*** asked to be a member of this exclusive national group. Our motto is to work harder than anyone in the State Capitol. That's the reason for the 3:00am text messages and 6:00am phone calls and 11:30pm updates from the floor action. Please call me if you have any questions about this report or anything.

Now it's on to the interim committee work beginning in late May. I appreciate your support and stay tuned....

Session Summary

Another New Mexico Legislative session has come and gone and is now in the record books (thankfully). Like all sessions, the 2019 one was unique, interesting, entertaining, frustrating and, sometimes, rewarding. Let's take a quick look at what happened:

All of the New Mexico House of Representatives were up for election in November, and New Mexico had its version of the national "blue wave." There are now 46 Democrats and 24 Republicans in the House, the largest Democratic majority since 1994 (53-17). State Senators are not up for election until next year, so that body stays at 26 Democrats and 16 Republicans.

New Mexico also elected a new Governor, Michelle Lujan-Grisham, who is a former Bernalillo County Commissioner, U.S. Congresswoman and long-time cabinet secretary for Governors Bruce King, Gary Johnson, and Bill Richardson.

In the 2019 Legislative session, the House introduced 695 bills, 16 joint memorials, 11 joint resolutions, and 94 memorials. The Senate introduced 675 bills, 20 joint memorials, 19 joint resolutions, and 131 memorials. We, along with many legislators, expected a much larger number of bills. In all, the Legislature passed 309 bills and the Governor signed 281, vetoed 15, and pocket vetoed 13.

In the tax arena, the counties were finally able to "de-earmark" many of our gross receipts tax silos, a major accomplishment. A big thanks to Representative Jason Harper, Legislative Council Service drafter Pam Stokes, and former New Mexico Counties (NMC) financial whiz Santiago Chavez for wrapping this up for us. The NMC legislative team also worked all session on HB6, through its many iterations. In the final version, county government made out very well, receiving our local gross receipts tax increments on internet sales and compensating tax, leaving the "hold harmless" existing structure in place, and adding half of the motor vehicle excise tax increase to the local road fund.

This year, the counties also made big strides in our efforts to address behavioral health care, especially in our detention centers. HB43, sponsored by House Majority Leader Sheryl Stapleton, will provide therapeutic services to individuals in our rural county jails who have serious mental health issues. Grace Philips, NMC General Counsel, was very instrumental in finally pushing through a fix for some of the unintended consequences of the "forfeiture reform" of 2015, in addition to helping make several "bad" bills more palatable (e.g., restricted housing in detention centers).

In the final budget that was passed and signed, counties missed out on "new money" for detention and transport of state prisoners, and we were not able to find consensus on how to deal with the crisis in emergency medical services. We did have several "wins," including elimination of the "notwithstanding" language in House Bill 2 regarding the administrative fee charged by the Taxation and Revenue Department to local government (saving local governments about \$6 million). HB2 also contained over \$400 million dollars for transportation projects, including over \$50 million for the local road fund.

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NMC Priorities

HB6 Tax Changes

Trujillo, J.; Stapleton; Martinez, J.; Herrera; Maestas

A 139-page House version of the tax package assembled by the Revenue Stabilization and Tax Policy Committee. Substantial changes to most major tax programs. It is a blend of new ideas with proposals advanced in prior sessions.

04/04/2019 – Signed by the Governor; HB6 is the major tax bill for this legislature. There was considerable negotiation between the House version (\$350 million increase) and the Senate version (\$100 million increase). In both versions, the “hold harmless” taxes are left alone, plus in two years counties will receive their GRT increments on internet sales and compensating taxes. The compromise between the Senate and House versions included an increase in personal income taxes (5.9% for couples making more than \$315k, which only kicks in if actual revenues increase less than 5% in 2022 per Senator Neville), an increase to the low-income tax credit, a decrease to the depreciation allowance, and an increase of 1% in the motor vehicle excise tax. The bill was signed by the Governor with minor changes.

HB479 De-earmark Local Option Gross Receipts Harper; Ivey-Soto; Dow; Martinez, J.; Chandler

(Relates to HB6, SB358 & SB421) 76-page bill folds several of the municipal local option gross receipts taxes into the municipal gross receipts tax and several county local option gross receipts taxes into the county gross receipts tax.

04/05/2019 – Signed by the Governor; This is the counties' major tax bill of the session. It de-earmarks many of our increments so counties can spend their tax dollars based on local priorities. It also allows counties to impose increments in decimals, rather than fractions of a percent.

HB2 General Appropriation Act of 2019

Lundstrom

House Appropriations and Finance Committee substitute for HB2 and HB3 is a 213- page bill that reflects State Government's budget for fiscal year 2020, making appropriations in 11 major categories

04/04/2019 – Signed by the Governor; HB2 went through a conference committee without a lot of changes. Unfortunately, counties did not see any increase in our reimbursement for state prisoners. There is money going into the Local Road Fund, and this budget does not include the “notwithstanding” language, regarding the extra .25% change to local government for the administrative fee paid to the Taxation & Revenue Department, that will save the counties over \$2 million on a reoccurring basis. HB2 was signed by the Governor with only minor changes.

HB43 Behavioral Health Interventions

Stapleton

(Related to 2018 HB160) Appropriates \$1.5 million (GF) to Human Services Department for use in FY 2020 to fund awards to counties that apply for behavioral health services funding. Adds a duty to the Behavioral Health Services Division of HSD to provide for interventions for adult and juvenile offenders with behavioral health diagnoses.

04/04/2019 – Signed by the Governor; The \$1.5 appropriation will help rural and frontier counties with recidivism in our detention centers.

HB312 Seizure & Disposition of Forfeited Property

Chandler; Ivey-Soto

For forfeitures under local law, requires conviction by a criminal court of a felony offense and clear and convincing evidence that the property is subject to forfeiture. Generally makes explicit that forfeitures under local law must follow the same rules as forfeitures under state law.

04/02/2019 – Signed by the Governor; Unintended consequences from the 2015 amendments to the Forfeiture Act have caused hardship to local law enforcement. HB312 should help resolve the abandoned property confusion requiring sheriffs to collect abandoned property and deliver to the State

Treasurer by using the term "disclaimed property" to describe property subject to forfeiture proceedings. It requires conviction prior to forfeiture and extends due process protections to local forfeiture programs. HB312 requires proceeds from forfeitures to go to the general fund, and allows the State Treasurer to designate appropriate entities to dispose of forfeited property potentially saving substantial transportation and storage costs. It also provides reimbursement for local law enforcement for the costs of storage, maintenance, transportation, and disposal of properly forfeited property. While modest, these improvements to the Forfeiture Act will provide relief to local law enforcement.

**HB269/ Remove Fire Marshal from PRC
SB565**

Martinez, R; Dow; Gonzales; Sanchez; Lara /Burt

A government reorganization measure that removes the Fire Marshal Division from the Public Regulation Commission. Creates a quasi-policy and advisory Fire Services Council to oversee the Fire Marshal's Office and hear appeals taken from State Fire Marshal orders.

01/17/2019 – House State Government, Elections and Indian Affairs Committee (Died); SM114 passed the Senate by a vote of 31-0. The memorial was passed in lieu of the bills (HB269 and SB565) that would have removed the SFMO from the PRC and established it as a stand-alone adjunct agency. As legislative discussions developed, it became evident that there was opposition to the concept of having a Fire Service Council provide oversight for the SFMO. Rather than risk the bills being tabled indefinitely, a memorial was introduced to keep the dialogue moving forward. NMC and the NM Municipal League will proceed with implementing the memorial after the session.

SM114 Relocation of Fire Marshal Division of PRC

Burt

Requests that the NMML and NMC convene a working group to evaluate relocation options for the Fire Marshal Division of PRC and report to the appropriate interim committee by September 1, 2019. The membership of the working group is specified.

04/01/2019 – Signed by Officers of Senate

Economic Development & IRBs

HB229 Regional Air Center Special Economic District

Ezzell; Anderson; Nibert

Empowers a municipality (Roswell), together with the county (Chaves) in which the municipality is situated, to create an industrial air center special economic district governed by an authority. Main purpose is to construct and maintain airport facilities. Declares authority to be a political subdivision which may issue bonds against its revenues. These bonds are tax-exempt. Authority may impose charges and fees for use of its property and land.

02/05/2019 – Signed by the Governor; HB229 was part of the "rocket docket" that passed with bipartisan, mostly unanimous votes, that were vetoed by Governor Martinez. This bill will help communities recover from military base closures, and was signed early in the session.

HB526 Lab Small Business Tax Credit Changes

Akhil, Chandler, Harper, Sanchez, J.

Doubles from \$20,000 to \$40,000 for businesses in rural areas and \$10,000 to \$20,000 for businesses located elsewhere the amount of services a national laboratory or a contractor of the laboratory can provide to a small business under the Laboratory Partnership with Small Business Tax Credit Act. Does not change the cap on the aggregate amount of credit a national laboratory can claim in a year. Effective July 1, 2019.

03/15/2019 – Signed by the Governor

SB2 Film Tax Credit Changes

Rodriguez

(Related to SB451) SCORC substitute for SB2 substantially revises the tax credits for film production by splitting the existing film production tax credit into a credit applying to productions whose principal photography begins on or after July 1, 2019 and a credit for those beginning before then, bumping the maximum amount that may be authorized for a single fiscal year to \$110 million (up from \$50 million), barring certification of any film production company's budget if total aggregate claims would run \$100 million over the annual limit, and creates new 5% credits for productions filmed at least 60 miles outside Bernalillo County and in qualified production facilities.

03/28/2019 – Signed by the Governor

SB511 Industrial Revenue Bond Changes

Neville

Replaces the existing Industrial Revenue Bond Act (Chapter 3, Article 32) and the County Industrial Revenue Bond Act (Chapter 4, Article 59) with a new, more comprehensive Industrial Revenue Bond Act applying to both municipalities and counties.

03/26/2019 – Tabled indefinitely in the House (Died); SB511 was another attempt to alleviate the problems counties have with the differences between city and county IRB statutes. Unfortunately, we were unable to find consensus on this bill and it died in the House.

SB581 Hemp Manufacturing Act

Lente

Sets up a program regulating the manufacturing of hemp, intermediate hemp-derived products, and hemp finished products, replacing the existing industrial hemp research program authorized by 76-24-1 (which is repealed).

04/01/2019 – Signed by the Governor

Education

SB576 Broaden Area Vocational School Locations

Kernan

Amends the Public School Code to provide that local school boards may establish area vocational high schools at locations other than on the campus of postsecondary educational institutions. Removes plan approval authority from the Higher Education Department and restricts it solely to the Public Education Department.

03/15/2019 – Signed by the Governor; SB576, sponsored by Senator Gay Kernan, expands opportunities for alternative educational pathways by removing the requirement that vocational high schools be located on the campus of post-secondary institutions and the requirement that plans be co-approved by both the Higher Education Department and Public Education Department. Although the bill does not make an appropriation, it does allow a school with a PED-approved plan to propose a special levy on a college district. New Mexico's counties recognize that vocational training for high school students that increases opportunities for industry-recognized certifications and degrees is critical to workforce development throughout the state, especially in rural communities.

Elections

HB407 Election Laws 50-Year Tune Up

Trujillo, L.; Ivey-Soto; Gonzales, R.; Anderson

A 472-page bill that provides substantive and pro forma changes to numerous sections of the Election Code, reading almost like a handbook for county clerks on how to conduct and resolve issues that arise in the complicated world of running elections in New Mexico.

04/04/2019 – Signed by the Governor

SB672 Early & Auto Voter Registration

Lopez; Ivey-Soto; Trujillo, L

Senate Rules Committee substitute for dummy bill SB672 amends the Election Code in four ways: (1) to allow for same day voter registration for a qualified elector at early voting locations in statewide and special elections and providing procedures; (2) to provide for automatic updating of voter registration information during in-person transactions at the Motor Vehicle Division to apply for or renew a driver's license or ID card; (3) to require every Human Services Department program beneficiary be offered the opportunity to register; and (4) to allow voluntary update of voter registration addresses based on information provided to the Taxation and Revenue Department.

03/27/2019 – Signed by the Governor; Provides that qualified electors seeking to register to vote or update an existing certificate of registration shall be allowed to do so, at a voting location immediately before voting during the early voting period in that election, after signing an oath that the elector has not voted in the election in this state or elsewhere and that he or she provides a qualified picture identification.

Health

HB643 Transfer Oversight of Veterans' Home to DOH

Martinez, R., Garcia, H., Pratt, Sariñana, Armstrong, D.

Transfers oversight of the New Mexico State Veterans' Home to the Department of Health from the Veterans' Services Department.

04/02/2019 – Signed by the Governor

SB126 Local Government Primary Care Clinic Funding

Papen

(Related to 2019, SB128) (Endorsed by the New Mexico Finance Authority Oversight Committee) Amends the Primary Care Capital Funding Act to make county or municipality owned primary care clinics in rural or underserved areas eligible for primary care capital funding; permits the New Mexico Finance Authority to recover from the Primary Care Capital Fund the costs of administering the fund and originating loans up to an amount equal to 10% of original loan amounts.

04/05/2019 – Signed by the Governor; This bill received unanimous support in both the House and Senate and makes county owned primary care clinics in rural or health care underserved areas of the state eligible for funding pursuant to the Rural Primary Health Care Act.

SB128 Local Government Behavioral Health Clinic Funding

Papen

(Related to 2019 SB126; for NMFA Oversight Committee) Amends the Behavioral Health Capitol Funding Act by redefining "eligible entry."

04/02/2019 – Signed by the Governor

SB131 Interagency Pharmacies Purchasing Council

Steinborn, Ferrary

(Similar to 2018, HB 59 and SB 8; 2017, SB 354) Establishes the Interagency Pharmaceuticals Purchasing Council to study cost-containment strategies to consolidate the purchase of pharmaceuticals or pharmacy benefit purchasing by state and local government "constituent agency" participants, appropriates \$400,000 (GF) for use in FY 2020 to the General Services Department to staff the council and for professional services.

03/28/2019 – Signed by the Governor

HB356 Cannabis Regulation Act

Martinez, J.; Maestas, A; Ely; Armstrong; Rubio

(Related to 2018 HB332, 2017 HB89, 2016 HB75, 2015 HB160) Cited as both the Cannabis Regulation Act and the Cannabis Tax Act, the 140-page bill sets up a comprehensive scheme to regulate, license and tax activities related to the production, distribution, sale and consumption of cannabis and cannabis products.

03/09/2019 – Senate Finance Committee (Died); This bill would have legalized adult use of recreational marijuana. The version that passed the House and Senate Public Affairs Committee reflected input and a number of amendments requested by NMC through our policy committees. The Governor has indicated that she will put this on her call for the 2020 short session.

SB406 Medical Marijuana Changes

Ortiz y Pino

(Related to 2019, HB356 and SB404; 2017, SB177/SJC sub and SB8) Amends and enlarges the Lynn and Erin Compassionate Use Act to expand eligibility for participation in the state's medical cannabis program; provides for licensure of participants in the program and for registry identification cards; creates an advisory board; establishes protections for lawful use of medical cannabis and removes participation in the State's medical cannabis program as grounds for child protective services intervention.

04/04/2019 – Signed by the Governor; This bill amends the medical marijuana law to expand eligibility for participation and provides explicit employment protections for employees who use medical marijuana.

Labor & Employment

HB501 Increase Certain PERA & ERB Contributions

Trujillo, J; Cadena; Stapleton

(Related to 2019 HB338) Increases employer contributions under the Public Employees Retirement Act and the Educational Retirement Fund.

04/04/2019 – Signed by the Governor; The impact of this bill on counties will be a .25% increase in the employer contribution for all PERA municipal plans. It will go into effect on July 1, 2019, and will require counties to budget for the increased fiscal impact. The Senate Finance Committee amended the bill to decrease the original amount proposed from .5% down to .25%.

SB437 Raise Minimum Wage & Create Separate One

Sanchez, C.

(Related to 2019, HB 31 and HB 46) Increases the minimum wage after October 1, 2019 to \$9.25 per hour and after April 1, 2020 to \$10 per hour; increases the minimum wage for tipped employees after October 1, 2019 to \$2.38 per hour and after April 1, 2020 to \$3 per hour; sets a separate minimum wage of \$8.50 per hour after October 1, 2019, for students regularly enrolled in secondary school working after school or when school is not in session (unless they are tipped employees).

04/01/2019 – Signed by the Governor

NMFA & Water Trust Board

HB124 Fire Protection Fund Changes

Sweetser; Armstrong

(Endorsed by the New Mexico Finance Authority Oversight Committee) Clarifies that money from the Fire Protection Fund may be used to purchase land for fire stations and substations; allows fund awards to entities with outstanding obligations associated with prior fund awards.

03/14/2019 – Signed by the Governor; HB124 allows local governments to have the ability to utilize fire protection funds to purchase land needed to construct much needed fire stations. The bill also removes the requirement that only one project may be pursued at a time, which limits a local government's ability to utilize loan proceeds in a timely manner when multiple projects were contemplated during the financing. The State Fire Marshal will still need to approve all expenditures.

HB157 Emergency Communication & Medical Taxes

Dow

(Related to 2018 SB205) Expands the authorized uses of revenue derived from the County Emergency Communications and Emergency Medical and Behavioral Health Services Tax and changes the name of the tax.

04/03/2019 – Signed by the Governor; HB157 is another NMFA "fix" that allows emergency communication and health tax receipts to be used for ambulances and emergency communication facilities (instead of just for equipment).

Public Lands, Natural Resources, & Agriculture

HB206 Environmental Review Act

Chasey; Stewart

Appropriates \$1 million (GF) to be divided equally to the State Land Office, the Department of Environment, the Energy, Minerals and Natural Resources Department and the Office of the State Engineer for use in FY 2020 for each agency to hire two full-time equivalent positions to carry out the agency's duties pursuant to the Environmental Review Act; establishes the Environmental Review Act and sets forth requirements for environmental assessments and impact statements.

02/04/2019 – House State Government, Elections and Indian Affairs Committee (Died); HB206 proposed to implement state-level environmental assessments and more detailed environmental impact statements, similar to those required by the federal government, for public projects. Federal environmental policies are extremely complex and cumbersome. It is common for analysis to take years to compile, only to then be litigated. Some of the significant problems in federal processes surround ambiguities in language, inability to prove that all affected stakeholders were actively engaged, and obligations placed on the final decision makers to demonstrate that the analysis was weighed appropriately. HB206 didn't get very far in the 2019 session, but we think it may come back next year.

HB266 Forest & Watershed Restoration Act

Bandy, Wirth

Establishes the Forest and Watershed Restoration Act and an advisory board; appropriates and distributes \$1 million each annually from the Rio Grande Income Fund and the New Mexico Irrigation Works Construction Fund to the Forest Land Protection Revolving Fund to fund approved projects pursuant to the Act.

03/15/2019 – Signed by the Governor

HB276 Establish Advanced Mapping Fund

Sweetser; Lara; Stansbury

Creates a nonreverting Advanced Mapping Fund to be administered by the Office of the State Engineer and funded by appropriations, donations, income from investment, and money otherwise accruing. Money in the fund is subject to appropriation by the Legislature.

02/05/2019 – Signed by the Governor; This has been a long-standing initiative for NMC. It creates a fund in the State Engineer's office to help match federal funds. HB276 was also part of the "rocket docket" and was signed early in the session by the Governor.

HB651 Water Data Act

Stansbury, Armstrong, G., Sedillo Lopez

Cited as the Water Data Act, creates the Water Data Council to identify and integrate key water data sets; makes a \$300,000 (GF) appropriation for the Bureau of Geology and Mineral Resources and \$200,000 (GF) to the Interstate Stream Commission, both for use in FY2020 and subsequent years to carry out provisions of the Act. Contains a policy statement: to improve water resources planning and management and water security, it is the policy of the state to develop a modern, integrated approach to collecting sharing, and utilizing data and information for water management.

04/02/2019 – Signed by the Governor

SB489 Energy Transition Act

Candelaria; Small; Egolf; Roybal Caballero; Stewart

(Related to 2019, HB498) An 83-page bill that relates to electricity production and boosts state quotas for production of renewable energy. Cited as the Energy Transition Act, it aims at easing the financial, employment and other strains anticipated to occur as a result of the near-future closing of the San Juan Generating Station in the Four Corners area.

03/22/2019 – Signed by the Governor; This bill allows PNM to shut down the coal electric generation plant in San Juan County. It attempts to help San Juan County with job and tax losses from closing the mine and the generation plant.

Public Safety

HB154 Law Enforcement Protection Fund Distribution

Maestas; Figueroa; Stansbury; Rehm; Armstrong

(For the Courts, Corrections and Justice Committee) Discontinues the annual transfer of money from the Law Enforcement Protection Fund to the General Fund and increases the distribution levels from the fund to municipal police departments, county sheriff offices, university police departments, the Law Enforcement Training Academy, and tribal police departments.

03/01/2019 – Senate Finance Committee (Died); In many small rural counties, sheriffs' offices are severely challenged to provide essential law enforcement services with limited budgets and personnel. The law enforcement protection fund provides some financial assistance to these offices to maintain and improve their operations and to enhance the efficiency and effectiveness of law enforcement services. HB154 would have increased the amounts distributed to sheriffs' offices throughout the state, and expressly provided that money in the fund shall not be transferred to the general fund at the end of a fiscal year. Unfortunately, this bill died in Senate Finance, but needs to be a topic of conversation in the upcoming years.

HB162 Insurance Premium Tax Provisions

Trujillo, J.

(Related to 2018, HB223) (For the Revenue Stabilization and Tax Policy Committee) Transfers administration and enforcement of the Insurance Premium Tax Act from the Insurance Superintendent to the Taxation and Revenue Department; amends the distribution of insurance premium tax receipts; and requires the Superintendent of Insurance to provide certain information to TRD.

03/13/2019 – Signed by the Governor; In the 2018 session, amendments were made to the law concerning how insurance premium taxes were collected. Inadvertently, taxes that support the Law Enforcement Protection fund were eliminated. This bill fixed that problem.

HB267 Criminal Justice Reforms

Ely, Romero, A.; Rue; Nibert; Akhil

(Related to 2017 SM66) Increases the New Mexico Sentencing Commission from 24 to 27 members by adding a representative from the Behavioral Health Services Division of the Human Services Department, a public member appointed by the minority floor leader of the Senate, and a public member appointed by the minority floor leader of the House of Representatives. Provides that the two district court judges shall be appointed by the District and Metropolitan Judges Association. Replaces the member from the Court of Appeals with a magistrate judge appointed by the Chief Justice of the Supreme Court.

04/03/2019 – Signed by the Governor; This law received unanimous support in the House and Senate. It expands the NM Sentencing Commission and creates additional responsibilities for the Sentencing Commission including creation of a data-sharing network for criminal justice data. County detention facilities will be required to collect biometric identifying information on booking. It creates Criminal Justice Coordinating Councils in each judicial district, and it also provides for disclosure of medical and mental health information when needed to provide care to someone in custody.

HB342 Criminal Justice Reforms

Maestas; Rue; Chasey; Martinez, Richard

(Identical in part to 2019 HB43, similar in part to 2018 HB160, which was vetoed by the governor) A criminal justice reform measure that addresses offenders with behavioral health diagnoses and related jail incarceration procedures; immunity for assisting with overdose cases; procedures for pre-prosecution diversion programs; probation and parole procedures; pre-sentence reports; requirements for crime victims' reparations; accurate eyewitness identification requirements; duties of N.M. Sentencing Commission; eyewitness identification policies and training.

04/03/2019 – Signed by the Governor; This is an omnibus bill that contains several criminal justice reforms previously passed by the Legislature but vetoed by Governor Martinez. It includes our behavioral health funding priority language (HB43).

HB290 Opioid Agonist Therapy for Inmates

Romero, A.

Mandates an adult or juvenile correctional facility, detention center or local jail to provide an inmate who is methadone-dependent with methadone therapy in an amount and manner that is consistent with medical best practices for avoiding withdrawal and treating opioid dependence.

02/22/2019 – House Local Government, Land Grants and Cultural Affairs Committee (Died); This bill would have required all county detention facilities to provide methadone maintenance to individuals already enrolled in a methadone treatment program for opioid use disorder. When the bill failed to receive support, the sponsor amended it to propose pilot methadone maintenance programs in the San Juan, Rio Arriba, and Santa Fe County detention facilities. The sponsor was advised to pursue a memorial instead but she did not follow through with that. This is an important issue that counties will ultimately need to address with or without legislation.

HB364 Corrections Restricted Housing Act

Maestas; Thomson; Romero, A.; Papen

(Substantially similar to 2017 HB175, final version as vetoed by the governor) Creates the Restricted Housing Act to regulate the use of restricted housing in correctional facilities, including county jails, prisons, and other detention facilities. Applies to public correctional facilities and those operated by a private contractor on behalf of the state or a political subdivision.

04/03/2019 – Signed by the Governor; This law prohibits detention facilities from locking down youth, pregnant women, and people with serious mental disabilities for 22 hours or more per day. The sponsor worked with NMC to incorporate some flexibility when the individual presents a risk to themselves or others, but counties will still need to bring their operations into compliance and will also need to provide quarterly reports regarding individuals who are locked down for 22 or more hours per day without meaningful human interaction.

SB124 Correctional Facility Lactation Policies

Padilla

(Similar to 2017, HB277) Requires correctional facilities to develop and implement policies for lactating inmates.

03/28/2019 – Signed by the Governor; This law will require county detention facilities to develop and implement inmate lactation policies that address expression, storage, and transportation of breast milk and, in facilities that can accommodate contact visits, breastfeeding.

SB192 Pregnant and Lactating Inmate Options

Ivey-Soto; Louis

SPAC substitute for SB192 retains the intent and substance of the original bill with two differences: (a) changes all references to an "inmate" or "incarcerated person" to an "individual" who is pregnant or lactating and limits the scope of the bill to the release of individuals who are in the custody of a jail. The bill no longer applies to the release of inmates from prison.

03/28/2019 – Signed by the Governor; This law will require judges to consider whether an inmate is pregnant or lactating when deciding terms of release and creates a presumption in favor of release if the detainee is pregnant or lactating.

SB8 Firearm Sale Background Check

Martinez, Richard; Wirth

(Duplicate of 2019 HB8) (Related to 2019 HB40 and SB201. Similar to 2017 HB50) Requires a background check when conducting sales of a firearm; provides penalties.

03/08/2019 – Signed by the Governor; SB8 makes it a misdemeanor to sell a firearm without first having a federal instant background check performed by a federal firearms licensee. The bill does not apply to the sale of a firearm by or to a person who holds a valid federal firearms license, to a law enforcement agency, between two law enforcement officers, or between immediate family members.

SB328 Orders of Protection & Firearm Ownership Cervantes, Armstrong; Sedillo Lopez

(Identical to 2017 SB259, final version) Adds a provision to the Family Violence Protection Act when the court enters an order of protection in cases of domestic abuse. In certain circumstances, the court may order the restrained party to deliver any firearm in his or her possession to one of the authorized recipients listed below and to refrain from purchasing, receiving, possessing or attempting to purchase, receive or possess any firearm while the order of protection is in effect.

04/04/2019 – Signed by the Governor; Makes possession of a firearm by any person subject to an order of protection under the Family Violence Protection Act, or convicted of certain enumerated state or federal crimes, a misdemeanor. It provides that if the court issues an order of protection and determines that the restrained party presents a credible threat to the physical safety of the household member after the restrained party has received notice and had an opportunity to be heard, the restrained party shall relinquish any firearm in his or her possession to a law enforcement officer or federal firearms licensee.

SM107 Study Emergency Medical Services Funding Ramos

Requests the Emergency Medical Systems Bureau of the Department of Health to initiate a study to examine regulations, training, certification, licensing and relicensing, and funding options for emergency response services, fire departments, service levels, geographical limitations, and other factors.

02/28/2019 – Senate Rules Committee (Died); This memorial was introduced late in the session to address the emergency medical service crisis in rural NM. Unfortunately, we ran out of time in Senate Rules, but look forward to engaging the Department of Health directly.

Tax, Finance, & Capital Outlay

HB548 Appropriations & Expenditures Lundstrom

(Duplicate of 2019 SB536) Appropriates \$14.675 million (GF) for six state agencies and institutions for use in FYs 2019 and 2020.

04/05/2019 – Signed by the Governor; This is one of the two "House Bill 2 Junior" bills that provided funding for individual legislators to appropriate.

HB647 Limits on Valuations of Certain Property McQueen

Limits the 3% cap on year-to-year increases in residential property valuation to owner-occupied residences. Applies to 2020 and subsequent property tax years.

03/09/2019 – House Calendar (Died); HB647 was a reaction to a series of articles about how counties and many homeowners are struggling with the 3% valuation cap, yield control, and tax lightning. It died on the House Floor, but there were a lot of conversations about how to address this challenging issue.

HM81 Resolve Certain Property Tax Issues Gonzales, R., Trujillo, J.

Requests the Secretary of the Taxation and Revenue Department to convene a rural heritage task force to evaluate New Mexico's approach to lands not qualified as agricultural, not residential, and not developed. The task force is directed to produce a written report and present findings and recommendations to the Revenue Stabilization and Tax Policy Committee by December 1, 2019.

03/13/2019 – Passed in the House

(Identical to 2018, SB17 – vetoed by Governor Martinez as a tax increase and singling out one nonprofit – LANL operator. Amends the Gross Receipts Tax Act to apply the tax to a prime contractor that operates a national laboratory in New Mexico, whether or not the prime contractor qualifies as a Section 501(c)(3) nonprofit organization. The bill does so by amending Sec. 7-9-29 relating to exemptions to specifically exclude a nonprofit prime contractor of a national lab from the exemption.

02/28/2019 – Signed by the Governor; SB 11 eliminates a loophole that could have eliminated gross receipts taxes imposed on the national labs, which would have had a materially negative impact on Los Alamos County and the State.

SB88 Procurement Funds to GSD**Tallman**

A structural and functional government reorganization bill that transfers authority over certain procurement functions from the Department of Finance and Administration to the General Services Department related to professional services contracts, small purchases under \$60,000, sole-source contracts, and emergency procurements. DFA's Financial Control Division is assigned the duty to collect and maintain contract information regarding in-state and out-of-state contract awards. Where protests are made to sole-source contracts, the award shall be reconsidered.

04/02/2019 – Signed by the Governor

SB144 Capital Outlay Project Funding Publication**Rue; Tallman; Garratt; Candelaria**

Requires the Legislative Council Service, within 30 days after the adjournment of a legislative session, to publish on the Legislature's website a searchable listing of all the projects in a capital outlay bill passed by the Legislature.

01/17/2019 – Senate Rules Committee (Died); This bill died in the Senate Rules Committee which would have required individual legislator's names attributed to each capital outlay project. It will be back.

SB280 Capital Outlay Expenditures**Cisneros; Trujillo, J.**

Provides funding in the amount of \$933,026,215 for capital outlay projects throughout the state.

04/05/2019 – Signed by the Governor; This is the "capital outlay" bill for 2019. There was over \$900 million appropriated for capital projects in SB280. The Governor vetoed only \$7.9 million, including 55 projects, from the bill. Usually the "capital outlay" bill is funded using severance tax bonds, but this year the money all came from general fund reserves.

SB302 Per Diem Rate to Federally Rate**Rodriguez**

Sets the per diem rate for public officers and employees as established by the federal government for the City of Santa Fe. Expands the agencies authorized to promulgate and carry out rules pursuant to the Per Diem and Mileage Act.

01/22/2019 – Senate Public Affairs Committee (Died); SB302 was a complete re-write of the state's per diem statutes. The fiscal impact report from DFA estimated a \$6 million hit to the general fund. Unfortunately, DFA cannot tell how much in state employee travel expenses are paid by per diem rather than actual expenses. Senator Rodriguez sponsored SM100 to ask DFA to work with local governments to get a better idea of the problem and potential solutions.

SM100 Study Increasing State Per Diem Rate**Rodriguez**

Requests the Department of Finance and Administration to convene a task force to study the feasibility of increasing the per diem rate for public officers and employees.

04/01/2019 – Signed by Officers of Senate

SB473 Additional Investment Vehicles

Rodriguez

Allows the State Treasurer and county and municipal treasurers more options for investing funds under their control.

04/02/2019 – Signed by the Governor; This bill authorizes Class A County Treasurers to invest in Supranational issued investments, and several other investment vehicles, as reflected in the county investment policy (as may be amended by the County Treasurer and approved by the County Board of Finance). A Supranational issuer is one formed by two or more central governments. The bill was amended in the House State Government, Elections, and Indian Affairs Committee to clarify the process of making changes to the county investment policy regarding the respective roles of the Treasurer and the Board of Finance.

SB536 Appropriations & Expenditures

Smith

Appropriates \$14.675 million (GF) for six state agencies and institutions for use in FYs 2019 and 2020.

04/05/2019 – Signed by the Governor; This is another of the so-called "House Bill 2 junior" bills allowing individual senators money to appropriate for local projects.

Transportation & Roads

HB694 Local Government Transportation Project Fund

Ruiloba

House Transportation, Public Works and Capital Improvements Committee substitute for a dummy bill, HB694, creates the Local Government Transportation Project Fund administered by the Department of Transportation, to make grants for 95% to 100% of total costs to local governments for projects on a prioritized list approved by the State Transportation Commission.

04/03/2019 – Signed by the Governor

Workers' Compensation

HB324 PTSD as Firefighter Employment Condition

Armstrong, D., Stansbury

(Almost identical to 2017, HB 157 as passed, vetoed on grounds of making unnecessary changes to workers' compensation laws) Amends the Occupational Disease Disablement Law, as it relates to firefighters, to include posttraumatic stress disorder and mental health disorder among the diseases presumed to be proximately caused by employment as a firefighter.

04/02/2019 – Signed by the Governor



County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: D.

Index (Council Goals):

Presenters: Sriram Swaminarayan, Chair of the Transportation Board

Legislative File: 11663-19

Title

Briefing to Council by Sriram Swaminarayan, Chair of the Transportation Board.

Body

Council leadership has requested that each Board/Commission Chair make a presentation to the Council once a year focused on what has been completed and what they are currently working on, and what challenges or opportunities they see coming up in the future .

Attachments

- A - Transportation Board Presentation to Council FY19
- B - Draft Transportation Board FY20 Work Plan

Transportation Board

Update to County Council

Sriram Swaminarayan, Chair
May 14, 2019

Transportation Board Mission

Advise County Council and make recommendations regarding improvements in traffic conditions and all modes of transportation within the County.

Transportation Board Members

Sriram Swaminarayan – Chair

Kyle Wheeler – Liaison Tourism Implementation Task Force

David Schiferl – Alternate member - Tourism Implementation Task Force

Terence Foecke

Vacant

Vacant

Vacant

Council Liaison – David Izraelevitz

Staff Liaison – Philo Shelton

Administrative Support – Louise Romero

Transportation Board Activities

Received public comment, reviewed, or monitored progress of the following issues/projects:

- Approved 2018-2019 Snow & Ice Control Plan
- Los Alamos tourism Strategic Plan and Wayfinding Analysis
- On-Street Parking on Central Avenue
- Crosswalk at Broadview
- North Mesa Improvements Project – Phase II
- Pedestrian Crossing Issues
- Crack Seal & Micro Seal Treatment
- Residential LED Streetlight Conversion Initiative Presentation
- Canyon Rim Trail Underpass
- Diamond Drive Crossing Evaluation
- NM502 Project Updates



Transportation Board Activities

- Supplemental Environmental Project East Jemez/NM4 Intersection
- Monitored LANL Supplemental Environmental Projects
- Airport Perimeter Fence Project
- Airport Hangar Construction Project
- Bus Stop Improvement Plan
- 2 Peak Transit Route Update
- Electric Bus Presentation



Attachment A



Transportation Board Special Projects

- A-19 Development
- Traffic Signalization at 20th Street
- A-9 Affordable Housing on DP Road
- Pavement Rehabilitation
- Airport Fuel Farm
- Airport AWOS
- DP Road Improvements
- ADA Plan Updates
- DOE Supplemental Environmental Projects (SR4-Truck Route Intersection)
- Wayfinding for MainStreet District
- Deacon Street
- A-12 and A-13 Intersection Improvements
- Tsikumu Village Improvements

Transportation Board Guiding Plans

- Bicycle Transportation System Plan
- Policy on the Design of Public Streets and Rights of Way
- Los Alamos County Comprehensive Transit Study/Updated Service Plan
- Airport Master Plan
- ADA Transition Plan
- Complete Streets Plan
- Pedestrian Transportation Plan

Transportation Board Special Events

Transit Division provides shuttle service for the following special events

- Nature Center/Earth Day
- Fourth of July Celebration
- Halloween Shuttle
- St. Patrick's Day Shuttle
- New Year's Eve Shuttle
- Senior Appreciation Night
- Skiesta Shuttle
- Ullr Fest
- ScienceFest
- Opera on the Rocks
- Summer Concert Series
- Pedestrian Transportation Plan



Transportation Board Community Events

Airport Division provided support for the following community events

- Young Eagles
- Public Airport Day
- Taste of the Sky
- AOPA Fly-In



Engineering Division provided support for the following community event

- Bike to Work Day



Goals and Tasks

- Continue working with Environmental Sustainability Board regarding the transportation component in the Environmental Sustainability Plan.
- Maintain awareness and responsiveness to airport issues, including transportation to and from the airport.
- Identify common and/or interrelated issues/opportunities of interest that may exist between the Transportation Board and other county Boards/Commissions and propose collaborative work sessions or training.
- Facilitate implementation of road and parking lot design standards that minimize untreated storm water run-off.
- American League of Bicyclists Silver Level
- Tourism Strategic Planning Effort
- Electric Bus in Fleet

Questions





LOS ALAMOS

where discoveries are made

FY20 Work Plan for Los Alamos County Boards and Commissions

(Fiscal Year 2020: July 1, 2019 – June 30, 2020)

Board and Commission Name: Transportation Board

Date prepared: February 7, 2019

Date approved by Council: _____

Prepared by: Members of the Transportation Board and County Staff

This work plan will be accomplished in the following time frame: July 1, 2019 to June 30, 2020.

Chairperson: Sriram Swaminarayan

Members and terms:

- Vacant; term expires February 28, 2019 – (Term Limited)
- Vacant; term expires February 28, 2019 – (Term Limited)
- David Schiferl; term expires February 28, 2019 – (Renewing)
- Kyle Wheeler; term expires February 28, 2019 – (Renewing)
- Terence Foecke; term expires February 28, 2020
- Vacant; term expires February 28, 2020
- Sriram Swaminarayan; term expires February 28, 2020

Department Director: Philo Shelton

Work plan developed in collaboration with Department Director? Yes

Staff Liaison: Philo Shelton

Administrative Support provided by: Louise Romero

Council Liaison: David Izraelevitz

Reviewed by Council Liaison? _____

1.0 Provide a brief Summary of your Board or Commission’s activities over the past twelve months. Please describe your Board or Commission’s accomplishments and identify constraints. List any “lessons learned” and identify the greatest challenges faced by the Board or Commission.

1. Received public comment, reviewed, or monitored progress of the following issues/projects:
 - a. Los Alamos Tourism Strategic Plan and Wayfinding Analysis
 - b. On-Street Parking on Central Avenue
 - c. Crosswalk at Broadview
 - d. North Mesa Improvements Project - Phase 2
 - e. 2 Peak Transit Route Update
 - f. Bus Stop Improvement Plan
 - g. Airport Projects
 - h. Pedestrian Crossing Issues
 - i. Board and Commission Presentation to Council for 2018
 - j. Assignment of Transportation Board Liaison to the Tourism Implementation Task Force
 - k. Crack Seal & Micro Seal Treatment
 - l. Los Alamos County Residential LED Streetlight Conversion Initiative Presentation
 - m. Canyon Rim Trail Underpass
 - n. Diamond Drive Crossing Evaluation
 - o. Supplemental Environmental Project (SEP) - East Jemez Road/NM 4 Intersection
 - p. Electric Bus Presentation
 - q. NM502 Project - Update
 - r. Reviewed and approved FY19 Snow & Ice Control Plan
 - s. LANL FY19 SEP East Jemez Road - NM 4 Intersection
 - t. Monitored Supplemental Environmental Projects
2. Greatest challenges:
 - a. Need to recruit two new board members.

2.0 Describe the future work plans for this Board or Commission using the following items and showing the relationship to those items: *(Please remember that Council approval of this work plan does not constitute official Council approval of proposed projects, assignments, or anticipated recommendations included in this work plan that have budget implications.)*

2.1 List any special projects or assignments given to this Board or Commission by Council or the Department director:

1. Review and monitor major construction and renovation plans for transportation facilities such as roads, streets, multi-use pathways, sidewalks and trails, airport, and public transit. Host public meetings as requested and forward any submitted public comment throughout project completion to staff. Identifies ongoing and upcoming projects:
 - a. A-19 Development
 - b. NM 502 Improvements construction
 - c. Traffic signalization at 20th Street
 - d. A-9 Affordable Housing on DP Road
 - e. Pavement Rehabilitation
 - f. Airport Fuel Farm
 - g. Airport AWOS

- h. DP Road Improvements
 - i. ADA Plan Updates
 - j. Department of Energy – Supplemental Environmental Projects – SRR and Truck Route
 - k. Wayfinding for MainStreet District
 - l. Canyon Rim Trail Phase III
 - m. Canyon Rim Trail Underpass
 - n. Tsikumu Village Improvements
 - o. Residential LED Street Light Replacement Plan
 - p. Deacon Street
 - q. A-12 and A-13 Intersection Improvements
- 2. Review Snow and Ice Control Plan annually and make recommendations before October 15.
 - 3. Review projects to ensure adherence to current standards and policies to ensure/improve the safety and efficiency of all modes of transportation including:
 - a. The 2017 Bicycle Transportation System Plan
 - b. The Policy of the Design of Public Streets and Rights-of-way, (Res. No. 10-32; Nov 2010).
 - c. Complete Streets Checklist
 - d. Review of Public Works Design Standards
 - 4. Host or attend public meetings as requested by Council or staff.

2.2 List the guiding documents/plans (with approval or revision dates listed) used by this Board or Commission.

- a. Bicycle Transportation System Plan; 2017
- b. Policy on the Design of Public Streets and Rights of Way, (Res. No. 10-32; Nov 2010)
- c. Los Alamos County Comprehensive Transit Study/Updated Service Plan
- d. Airport Master Plan, 2013.
- e. ADA Transition Plan 2017
- f. Complete Streets Plan 2017
- g. Pedestrian Transportation Plan 1998

2.3 Other projects/assignments proposed by the Board or Commission: *(Any projects or activities proposed in this section should be discussed with the Council Liaison prior to listing it in this work plan.)* To assist with Council review of the work plans, please list the B&C's proposed projects or assignments in priority order.

- a. Attend 2-3 events a year in collaboration with the Transit and Airport Divisions to provide transportation related information and interact with the public.
- b. Have project public meetings in conjunction with monthly Transportation Board meetings.

3.0 Identify any interfaces for the goals/tasks in this work plan with County Departments and other Boards and Commissions. Specify the coordination required.

- a. Continue working with Environmental Sustainability Board regarding the transportation component in the Environmental Sustainability Plan.

- b. Maintain awareness and responsiveness to airport issues, including transportation to and from the airport.
- c. Identify common and/or interrelated issues/opportunities of interest that may exist between the Transportation Board and other county Boards/Commissions and propose collaborative work sessions or training.
- d. Utilize Legistar to track Transportation Board motions and action items from initiation to completion.
- e. Facilitate implementation of road and parking lot design standards that minimize untreated storm water run-off.
- f. American League of Bicyclists Silver Level
- g. Tourism Strategic Planning Effort (assign a Liaison with the Tourism Implementation Task Force as needed or requested.)

4.0 List any special public information or involvement meetings or efforts to be conducted by this Board or Commission:
--

1. In collaboration with the Transit Division attend transportation related activities which shuttle service is provided to the community. The Transit Division provides shuttle service for the following activities:

- Nature Center /Earth Day
- Fourth of July Celebration
- Halloween Shuttle
- St. Patrick's Day Shuttle
- New Year's Eve Shuttle
- Senior Appreciation Night
- Skiesta Shuttle
- Ullr Fest
- ScienceFest
- Opera on the Rocks
- Summer Concert Series

2. In collaboration with the Airport Division attend transportation related activities provided to the community. The Airport Division participates in the following activities:

- Young Eagles
- Public Airport Day
- Taste of the Sky
- AOPA Fly-In

4. In collaboration with the Engineering Division attend transportation related activities provided to the community. The Engineering Division participates in the following activities:

- Bike to Work Day

5.0 List the current subcommittees for this Board or Commission.

1. Currently - there are no subcommittees.

**5.1 For subcommittees with members that are not members of the parent board or commission:
List the subcommittee members and their terms.
Explain how sub- committee members are selected or appointed.
Provide a description of each subcommittee's charter or purpose.
Describe the expected duration for the subcommittee and their work plan(s) demonstrating how they support the Board or Commission:**

Attachment A: Provide a copy of your Board or Commission's "Purpose" and "Duties and Responsibilities" from Chapter 8 of the County Code:

ARTICLE XI. Transportation Board

Sec. 2-281. Purpose.

A transportation board is established to advise the county council and make recommendations regarding improvements in traffic conditions and all modes of transportation within the county. (Ord. No. 02-278, § 2. 10-3-2006)

Sec. 8-282. Duties and responsibilities.

The transportation board shall serve in an advisory capacity to the county council and shall have the following functions, responsibilities and duties:

1. Review and comment to council on transportation master plans for all modes of transportation;
2. For the purpose of collecting public input, review all major county construction and renovation plans for county transportation facilities (such as, but not limited to, roads, streets, bicycle paths, the airport, sidewalks, transit, and trails) with the purpose of ensuring that all modes of transportation (e.g., pedestrian, bicycle transit, low speed vehicles, and aviation, if appropriate) are adequately treated in such projects;
3. Review and provide input to council, not later than October 15, on any recommended changes to the snow and ice control plan;
4. Review all traffic and transportation matters submitted to the board by the council; and Advise council on ways and means for improving transportation and traffic conditions. For this purpose, when requested by staff or council, the board shall gather public input in ways appropriate to the circumstances, which may include public hearings dedicated to specific topics. (Ord. No. 02-278, § 2. 10-3-2006)

Attachment B: Using the chart below, place an X in the column on the right if the Council Goal is related to the work of the Transportation Board:

Mark all that apply on the chart on the following page.

(From 2019 Strategic Leadership Plan)

DRAFT

Communication and Transparency	
Ongoing Improvement in Communication and Transparency in County Policy Setting	
Increasing the Amount and Types of Housing Options	
This includes a variety of housing options for all segments of the community, from affordable, entry level, and live-work housing to new options for those interested in downsizing or moving closer to central areas of the community.	
Enhancing Support and Opportunities for the Local Business Environment	
This includes appropriate support for existing businesses, growing new businesses, and supporting technology start-ups and spin-offs.	
Addressing Long-Term Building Vacancies in Key Areas of Our Community	
Land availability in Los Alamos County, and in particular the downtown areas, is limited and there is a desire to work towards better utilization, opportunities for new businesses, and improved aesthetics.	
Protecting and Maintaining Our Open Spaces, Recreational, and Cultural Amenities	
Los Alamos County open spaces and cultural attractions are greatly valued by the community provide opportunities for recreational and economic growth; appropriately allocating resources to ensure their health and sustainability is important to our citizens.	
Supporting Social Services Improvement	
Behavioral, mental and physical health and social services are important quality of life components; there are key areas where appropriate types and levels of county support could help address current needs.	
Investing in Infrastructure	
Appropriately balancing maintenance of existing infrastructure with new investment in county utilities, roads, facilities and amenities will help improve environmental stewardship, sustainability, and quality of life.	X
Planning for Appropriate Levels of County Services	
Making sure we understand the level of services our citizens want will allow us to make appropriate investments in processes and staff to achieve them.	X



County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: E.

Index (Council Goals):

Presenters: Angelica Gurule

Legislative File: 11954-19

Title

Briefing to Council by Lisa Bakosi, Chair of the Environmental Sustainability Board

.. Body

ESB Chair Lisa Bakosi will provide a brief presentation regarding past, current and future work plans for the Environmental Sustainability Board.

.. Attachments

A - ESB Update to County Council

B - Environmental Sustainability Plan FY19

The background features abstract, overlapping green geometric shapes in various shades of green, creating a modern and dynamic look. The shapes are primarily located on the left and right sides of the slide, framing the central text.

Environmental Sustainability Board Update to County Council

Lisa Bakosi, Chair, May 14, 2019

The Environmental Sustainability Board...

- ▶ Provides **public input** to the County's Environmental Sustainability efforts such as waste diversion, recycling, and sustainable development.
- ▶ Serves as an **advisory board** to County Council for matters involving environmental sustainability.
- ▶ Authorization: The County Council adopted Ordinance 02-094 in June 2008 establishing the Environmental Sustainability Board.
- ▶ **ESB has 2 teams and 1 subcommittee**
 - ▶ SAYT Research Subcommittee (5 members)
 - ▶ Zero Waste Team (12 members)
 - ▶ LA Public Schools Team (5 members)

FY19 ESB Accomplishments



Award Worthy Initiatives

- ▶ LAC received Diversion Project of the Year as part of the New Mexico Recycling Coalition's (NMRC) annual Recycling Awards
 - ▶ NMRC wanted to recognize the community for its initiative to divert yard waste from the landfill and was impressed with the data gathering and planning that preceded the 2018 roll-out.
- ▶ Currently 54% of households have a yard trimming roll cart - adding more daily. Goal is 75% participation.
- ▶ Diverted over 553.21 tons of material so far since July 2018. (120 tons since March 2019.)



Landfill is in Compliance - Methane Extraction Project Success

- Required to provide 30 years post closure care for closed Los Alamos Landfill.
- Drilled 17 new extraction wells (6 inch HDPE pipe), depths range from 41 feet (C&D area) and 75 feet (MSW area).
- Before the system - The methane levels around the landfill ranged from 0 - 20% methane gas in air or 400% of the LEL.
- Now all of the methane levels ~ 0% methane gas in air.
- System cost \$1.2 million dollars and we have a contract to provide operation, maintenance and monitoring each month.

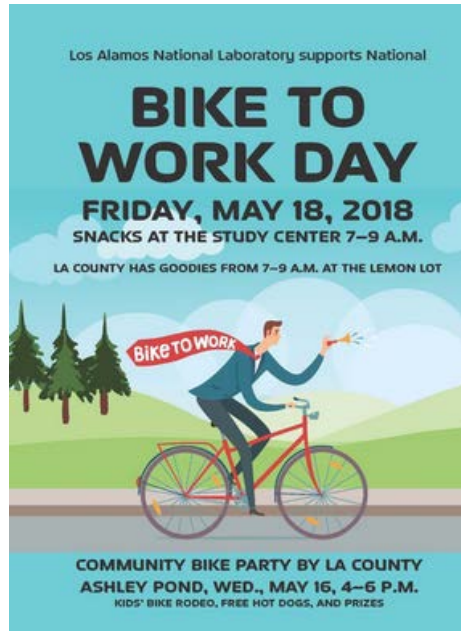
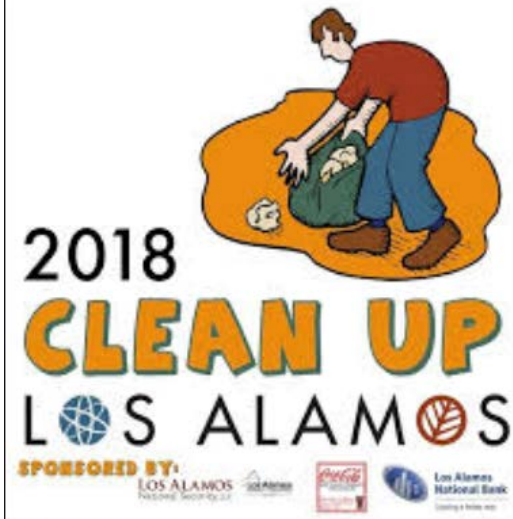


Presentations to ESB

- ▶ At Home Composting Basics - KokHeong McNaughton
- ▶ Food Waste Presentation - Sue Barns
- ▶ Illegal Dumping - Boots on the Ground - Joshua Levings
- ▶ Overview of EPA, Pay as You Throw Webinar - Sue Barns
- ▶ Repurposing Discarded Items - Mark Devolder
- ▶ Recycle Coach- Tiffany Pegoda
- ▶ Waste Zero Overview - Sue Barns
- ▶ Field Trip to ReUnity Composting Facility in Santa Fe
- ▶ The Climate Crisis and Its Solutions - Julia Ying
- ▶ SMM Food Waste Source Reduction Webinar Overview by Sara Thurgood



FY19 EVENTS/OUTREACH



6TH ANNUAL RECYCLER OF THE YEAR AWARDS

Los Alamos County Environmental Services is seeking nominations for its annual Recycler of the Year awards, which spotlights local businesses, schools, government agencies, and community organizations that make outstanding contributions to promote recycling and reduce waste.

Download nomination form at www.losalamosnm.us/gogreen
Nominations are due by May 10, 2018

The Environmental Sustainability Board will review nominations and determine award categories, which vary but often include: business recycler, nonprofit and educational institutions. The public will be invited to vote via online survey and winner will be announced June 9th at Chamber Fest.

2017 RECYCLER OF THE YEAR WINNERS

Pajarito Environmental
Educational Center
2017 Business/Non-Profit
Recycler of the Year



Chamisa Elementary
School
2017 Educational
Institute
Recycler of the Year

LOS ALAMOS
Environmental Services
(505) 662-8163
solidwaste@lacnm.us



Earth Day at PEEC



Booths at Farmer's Markets

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FEST
2018
THE SECRET CITY UNLOCKED



Bear Festival - 1st Zero
Waste Event at PEEC

Zero Waste Team Accomplishments



- Zero Waste Team created and implemented posters, a webpage, Facebook group (130 members), numerous Zero Waste articles in LADP, a presentation at Ignite LA, KRSN, and Voices of LA all in an effort to educate about Zero Waste and what that means in Los Alamos.

The background features abstract, overlapping green geometric shapes, primarily triangles and polygons, in various shades of green, creating a modern and dynamic visual effect.

Los Alamos Public Schools Team Accomplishments

Chamisa Elementary - Greening our Schools



2018 EcoChallenge Winner



Zero Waste Lunch program won -
NM SWANA Roadrunner Award for Most Innovative Project

Our schools got a sustainable upgrade!

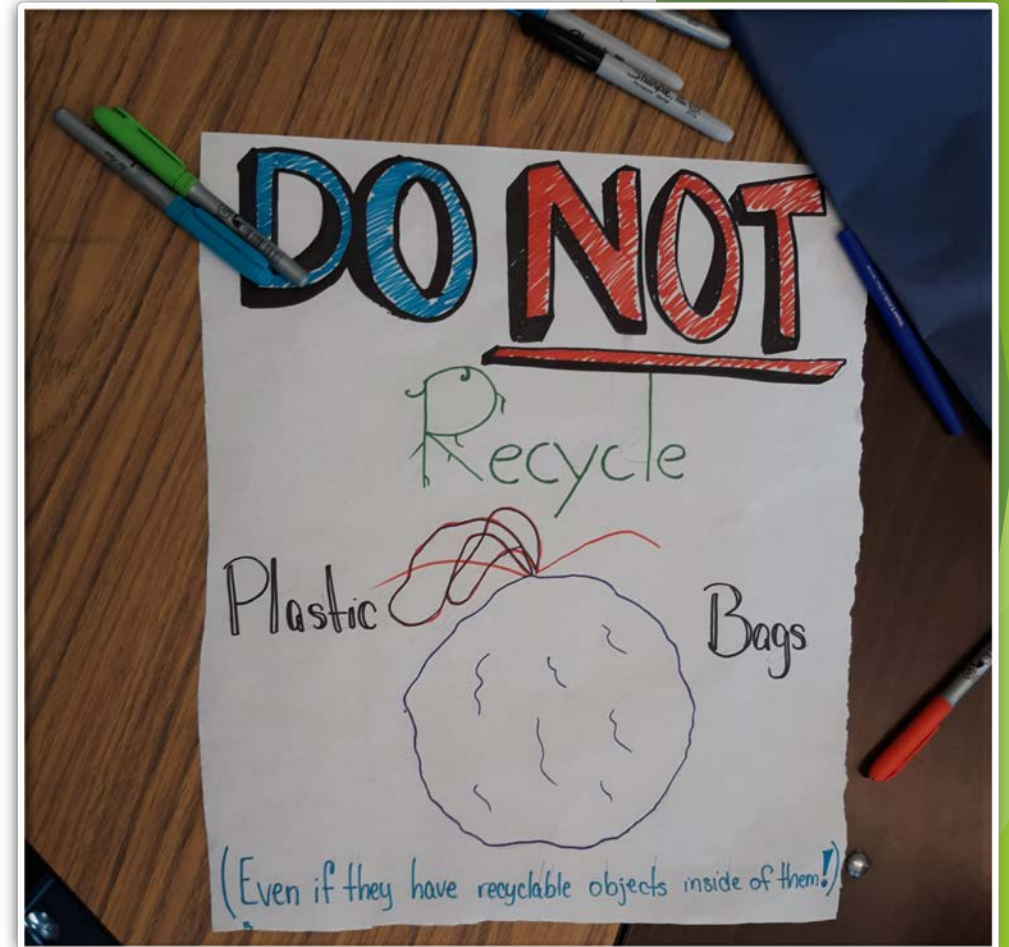
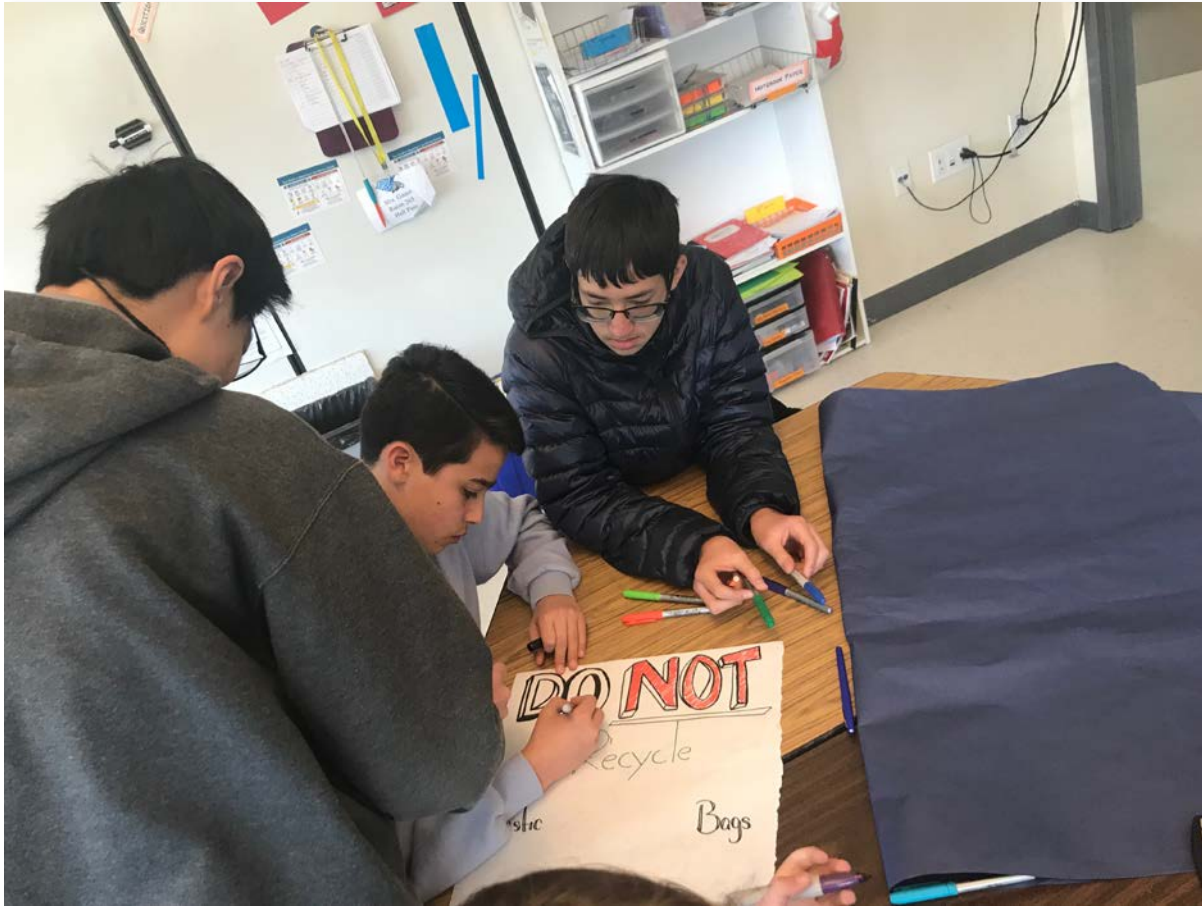


- \$15,000 RAID Grant
- 15 water bottle filling stations
- Installed at each school in LAPS

LAHS Eco Club - Marched at the Climate Strike



LAMS - Green Earth Club



Student implemented recycling and education

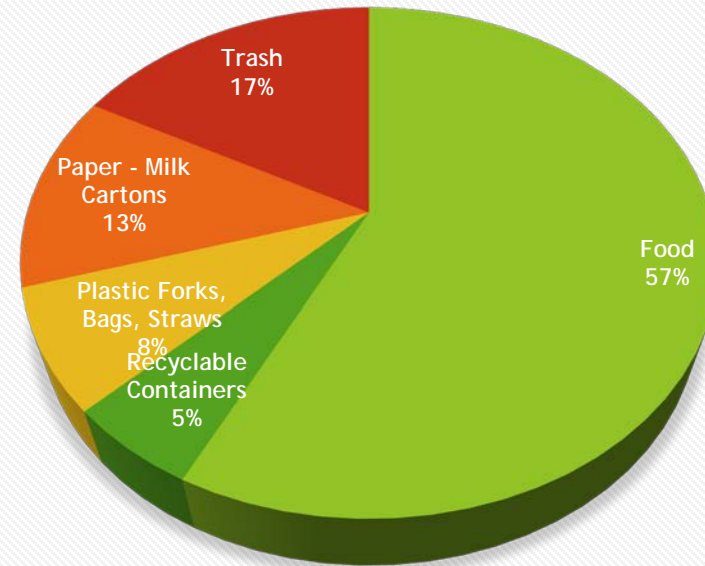
Barranca Waste Sort



Students discovered:

- Over 50% of their waste is food
- A lot of the rest could have been prevented, recycled or composted
- They want more recycling and greener cafeterias

Barranca Elementary Waste Sort Results



Food Recyclable Containers Plastic Forks, Bags, Straws Paper - Milk Cartons Trash

Future Plans/Priorities

FY20 Workplan Overview

Challenges and Opportunities

► Challenges:

- Revenue received from recyclable material no longer exists.
- China's "National Sword" Impact on US Recycle Materials
- Recycle Contamination - challenge for the state, nation, and here in Los Alamos 17%
- Closure of Rio Rancho Landfill ~ 6 years
- Tip fee and transportation costs increase yearly by CPI.
 - (2019 - Transportation 7.1% and Disposal 3.1%)

► Opportunities:

- Continue to research and analyze alternate pathways for waste reduction such as backyard or community food composting, Save As You Throw program, and community education

LAPS Team Priority: Empower the students to improve sustainability at school

High Priority Project

► Immediate Goals:

- Operation Green Cafeterias - eliminate Styrofoam and replace with reusable trays, cutlery, cups, etc
- Expand Recycling at LAPS especially in cafeterias
- Reduce waste through composting

► Future Goals:

- Work with LAPS to include green initiatives in school rebuilds like high efficiency dishwashers and more
- Research energy efficient school models and continue moving in that direction (Santa Fe currently saves 500K per year on utilities with added square footage)

Zero Waste Team Priority - Decrease Food Waste in LA County

High Priority Project

- ▶ 40% of all food produced in the US is thrown away
- ▶ Reducing food waste is the 3rd most impactful way to reduce carbon emissions (Project Drawdown)
- ▶ Food Waste Prevention Campaign - focusing on food prevention, rescue, and recovery
 - ▶ Have already approached all 28 restaurants in town about solutions
- ▶ Promote and educate back yard composting for food waste diversion
- ▶ ZERO WASTE EVENTS: Earth Day (diverted 80%), Bear Festival, Summer Concert Series...oh my!



In 2018, Los Alamos residents sent

**1,740,000
POUNDS OF
FOOD WASTE
TO THE
LANDFILL**

*This cost ca. \$190,000
to dispose*



**FOOD
WASTE
IN LOS
ALAMOS**

Yep, we waste food too

**In 2018, LAC spent
\$1.2 million
on a methane
extraction system
for our closed
landfill**



*Food waste in landfills is a major source
of methane, a toxic greenhouse gas*

Zero Waste Summer Concert Series

High Priority Project



Save As You Throw Research Subcommittee

- ▶ What is Save As You Throw?
 - ▶ In Los Alamos County, residents currently pay a flat fee of \$25/month for all solid waste services no matter how much they dispose of. SAYT is a unit-based fee system that charges for the amount of trash generated.
- ▶ Goals
 - ▶ Equitable pricing
 - ▶ Tiered fee structure based on the size of the waste container that the citizen is utilizing
 - ▶ Keep the costs of Environmental Services programs as low as possible
 - ▶ Reduce material sent to landfill
 - ▶ Promotes recycling and composting
- ▶ Public Outreach - Open House June 20th, Presentations to CDAB, ESB, Farmer's Mkt, Open Forum Poll, Earth Day, Science Fest



FY20 EVENTS/OUTREACH.

2019 EARTH DAY FESTIVAL AT PEEC

IS A ZERO WASTE EVENT

We want you to produce as little trash as possible or not at all in efforts to send zero waste to the landfill.



- Pack a zero waste kit:
- Reusable water bottle
- Reusable containers
- Cups
- Napkins
- Straws
- Bags
- Remember parking will be limited, but you can ride your bike, carpool or take the bus!

LOS ALAMOS
Environmental Services

Phone: 662-8163

Email: solidwaste@lacnm.us



6TH ANNUAL RECYCLER OF THE YEAR AWARDS

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Download nomination form at www.losalamosnm.us/gogreen
Nominations are due by May 10, 2018

The Environmental Sustainability Board will review nominations and determine award categories, which vary but often include: business recycler, nonprofit and educational institutions. The public will be invited to vote via online survey and winner will be announced June 9th at Chamber Fest.

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Recycler of the Year



Chamisa Elementary
School
2017 Educational
Institute
Recycler of the Year

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CLEAN UP LOS ALAMOS DAY

Who is ready for the 16th annual Clean Up Los Alamos Day May 11th? This is the time to help out and make the community even more beautiful.

This year we want you to participate in the #trashtag challenge. Take a before and after picture of the area you choose to clean up. Post it on your social media and use the following hashtags:

#trashtag, #lovealosamos, #discoverlosalamos, #100ahamoments, #newmexicotrue, #gogreenlosalamos

Let's litter our captions and not our world.

You can register NOW
online at
www.losalamosnm.us/gogreen

Registration closes on
May 6th.

There will be an appreciation
lunch for the volunteers
at Ashley Pond from 12 p.m. to 1 p.m.



2019
CLEAN UP
LOS ALAMOS

Environmental Services
662-8163
solidwaste@lacnm.us

Thank you to our sponsors:



Booths at Farmer's Markets



Bear Festival - Zero
Waste Event at PEEC

LOS ALAMOS
SCIENCE
FEST
2018
THE SECRET CITY UNLOCKED

Other Continued Research...

- ▶ Research and develop rates to balance budget for Environmental Services Operations
- ▶ Project Drawdown in support of carbon reduction goals
- ▶ Other glass recycling options
- ▶ Waste to Energy Methods

ESB and Council Working Together...

- ▶ Enhancing support and opportunities for local business environment
 - ▶ We support existing businesses by addressing waste needs and helping them reduce and recycle
 - ▶ We talked to all 28 restaurants in town and in turn added more cardboard recycle
 - ▶ Looking toward food compost as a future goal
- ▶ Protecting and Maintaining our Open Spaces
 - ▶ Reduction of all waste, increased composting through brush bins, awareness of food waste, increased food composting, education about zero waste, zero waste events, and other outreach events
- ▶ Investing in Infrastructure
 - ▶ Being mindful of green initiatives as upgrades happen, properly disposing of building waste, properly set up to recycle and education about zero waste as a mindset going in
- ▶ Planning for appropriate levels of county services
 - ▶ We always involve and engage the community as much as possible when it comes to changes. We serve as their voice.





LOS ALAMOS
where discoveries are made

FY19 Work Plan for Los Alamos County Boards and Commissions

(Fiscal Year 2019: July 1, 2018 – June 30, 2019)

Board and Commission Name: Environmental Sustainability Board

Date prepared: January 12, 2018 Date approved by Council: 5/1/18
Prepared by: Angelica V. Gurule

This work plan will be accomplished in the following time frame:
From: July 1, 2018 to June 30, 2019

Chairperson: James Robinson Term: July 31, 2019

Members and terms:

John Bliss	July 31, 2018
Sarah Terrill	July 31, 2018
James Robinson	July 31, 2019
Heidi Rogers	July 31, 2019
Heather Ward	July 31, 2019
Lisa Bakosi	July 31, 2018
Susan Barns	July 31, 2018

Department Director: Philo S. Shelton III

Work plan developed in collaboration with Department Director?(Y/N?) Yes

Staff Liaison: Angelica Gurule

Administrative Support provided by: Public Works Staff

Council Liaison: Pete Sheehy Reviewed by Council Liaison? Yes

1.0 Provide a brief Summary of your Board or Commission’s activities over the past twelve months. Please describe your Board or Commission’s accomplishments and identify constraints. List any “lessons learned” and identify the greatest challenges faced by the Board or Commission.

- Completed RFP language for Incentive Based Program to promote recycling and public transportation
- Received Recycling and Illegal Dumping (RAID) grant to develop Zero Waste Lunch Video Campaign with LAPS
- Received Federal grant assistance from NM Game and Fish to purchase Bear Tough roll carts and Bear Tough dumpsters.
- Presented final recommendation to County Council and New Mexico Recycle Coalition (NMRC) for the Brush and Bulk Item Collection Program, including yard trimmings roll cart
- Developed implementation plan for yard trimmings (brush) roll cart program
- Conducted audit (“waste sort”) of residential solid waste
- Created definition of “environmental sustainability”
- Hosted Clean Up Los Alamos Day
- Hosted presentations on: Energy Sustainability and Carbon Neutrality of LAC Buildings, Famine to Feast, Project Green Challenge, GEM*STAR Subcritical Reactor, Fancy Fiddle Auction, bear issues, Waste Expo Conference
- Updated and approved LAC Environmental Sustainability Plan
- Co-hosted tour of Friedman Recycling facility
- Toured LAC Compost Operation and presentation from Soilutions (food composting company)
- Awarded Business and Non-Profit Recycler of the Year awards
- Discussed:
 - Bear/wildlife issues, including proposed Wildlife Ordinance
 - Closed landfill methane issues and remediation
 - Environmental issues regarding CIP projects
 - “Save-As-You-Throw” (tiered rate structure for residential trash collection)
 - Electronics recycling
 - Food waste prevention and diversion (composting)

- Construction and demolition recycling opportunities
- Implementation plan for yard trimmings (brush) roll cart program
- Solar System Technology at Eco Station
- Proposed and implemented a rate change for Environmental Services
- Conducted education and outreach activities at the following events:
 - Science Festival
 - County Fair Event
 - Co+op Market Anniversary Celebration
 - LAC Green Team Event
 - Earth Day Festival
 - Bear Festival
 - Bike-to-Work Week
 - Farmer's Market
- Recruited two new ESB members: Heidi Rogers and Heather Ward
- Co-Sponsored EcoChallenge

2.0 Describe the future work plans for this Board or Commission using the following items and showing the relationship to those items: *(Please remember that Council approval of this work plan does not constitute official Council approval of proposed projects, assignments, or anticipated recommendations included in this work plan that have budget implications.)*

2.1 List any special projects or assignments given to this Board or Commission by Council or the Department director:

- Host annual LA Clean Up Day
- Continue researching Save-As-You-Throw
- Implement incentive based programs such as Recycle Bank to boost diversion and local economy
- Contribute, as appropriate, to the implementation of the new Yard Trimmings Collection program (3rd bin for brush material)
- Research feasibility and cost impact of donating free loads to community members
- Research feasibility and cost of quarterly clean-up days

2.2 List the guiding documents/plans (with approval or revision dates listed) used by this Board or Commission.
--

- Environmental Sustainability Initiative
- Environmental Sustainability Plan – Approved by ESB December 2017
- Los Alamos County Operation Plan

2.3 Other projects/assignments proposed by the Board or Commission: (<i>Any projects or activities proposed in this section should be discussed with the Council Liaison prior to listing it in this work plan.</i>)

- Update Environmental Sustainability Plan
- Participate in Bear Festival and other educational outreach to promote bear safety awareness
- Promote back yard composting for food waste diversion
- Develop and implement environmental education and outreach materials and distribute to customers
- Monitor composting program
- Research Save-As-You-Throw
- Conduct two residential trash sorts to understand how well Yard Trimming Program is working to divert material from the landfill
- Expand and improve Business and Non-Profit Recycler of the Year award
- Further develop partnerships with organizations such as PEEC, LAPS, and UNM-LA
- Work with LAPS to educate and implement waste diversion programs including Zero waste lunches, reduce, recycle, reuse and composting
- Continue researching other glass recycling options
- Develop Utility Bill Information Letters
- Host and potentially expand Recycle Fashion Show and form a committee of community partners to host/sponsor the event
- Host workshop to create sustainable gifts and/or artwork
- Investigate potential for food waste collection
- Continue to investigate Waste to Energy Methods

- Investigate diversion opportunities for construction and demolition debris.
- Promote and participate in EcoChallenge

3.0 Identify any interfaces for the goals/tasks in this work plan with County Departments and other Boards and Commissions. Specify the coordination required.

- Continue to nurture and strengthen relationship with BPU and DPU to support energy and water conservation.
- Partner with Parks and Recreation Board on sustainability issues regarding CIP projects.
- Continue outreach to other county boards and commissions regarding environmental sustainability.
- Liaison with Tourism Implementation Task Force, as needed.
- Interface with Tourism group on environmental impacts of increased tourism.

<p>4.0 List any special public information or involvement meetings or efforts to be conducted by this Board or Commission:</p>

The ESB will sponsor the events with asterisk* and will host outreach and educational booths at the other events listed below to educate, share information, and solicit input from LAC residents and customers. The ESB will provide prior notification to the public utilizing a minimum of one media platform such as but not limited to: Facebook, press release, LA Daily Post paid advertisement, Environmental Services website, LA Monitor paid advertisement, KRSN interview or advertisement, Bill insert, Newspaper insert, LAVA Flyers, and/or County Line Newsletter. The ESB may also utilize County Open Forum Survey as a resource to solicit public input. The cost for the ESB public outreach efforts is budgeted in the Environmental Services budget.

- Earth Day Festival
- Bear Festival
- Summer Concerts
- Green Team Event*
- County Fair Event
- Science Festival
- Chamber Festival
- Farmer's Market (2 events)
- Recycle Fashion Show*
- Eco Challenge*

- Zero waste, recycling and/or composting workshops or lectures at PEEC and Los Alamos clubs*

5.0 List the current subcommittees for this Board or Commission.

- | | | |
|----------------------------------|---|-------------------------|
| • Save-As-You-Throw Subcommittee | • Los Alamos Public School Subcommittee | • Wildlife Subcommittee |
|----------------------------------|---|-------------------------|

5.1 For subcommittees with members that are not members of the parent board or commission: List the subcommittee members and their terms.
--

Save-As-You-Throw Subcommittee:

Heidi Rogers, Heather Ward, Susan Barns (7/31/18), Sandra West (community volunteer), Alexis David (community volunteer), Angelica Gurule (Staff Liaison)

Explain how sub- committee members are selected or appointed.

The non-board members volunteered and expressed interest to help with this effort, no appointment or selection was made.

Provide a description of each subcommittee’s charter or purpose. Purpose: Investigate tiered rate structure for residential trash collection (“Save-As-You-Throw”) to promote equity, balance budget and incentivize waste reduction.

Describe the expected duration for the subcommittee and their work plan(s) demonstrating how they support the Board or Commission: Duration: 1 to 1.5 yrs.

Work Plan: FY18 ESB Work Plan

<u>Attachment A:</u> Provide a copy of your Board or Commission’s “Purpose” and “Duties and Responsibilities” from Chapter 8 of the County Code:

- **Sec. 8-231. - Purpose.** The environmental sustainability board is established to serve as the central point of contact for environmental sustainability issues and as an advisory body to the county council on environmental sustainability issues.

(Ord. No. 02-078, § 2, 10-3-2006; Ord. No. 02-094, § 2, 6-10-08)

- **Sec. 8-232. - Membership, terms and qualifications.** The board shall consist of seven members. The members shall serve for staggered two-year terms beginning on August 1 and ending on July 31, except that three members on the initial board shall only serve for one-year terms.

(Ord. No. 02-078, § 2, 10-3-2006; Ord. No. 02-094, § 3, 6-10-08)

ESB FY19 WORK PLAN

- **Sec. 8-233. - Duties and responsibilities.** The environmental sustainability board shall serve in an advisory capacity to the county council and shall have the following functions, responsibilities and duties:
 - (1) Gather and provide citizen input to staff and council on ways to improve the county's environmental sustainability and on proposed environmental sustainability policies, programs and services. For this purpose, the board shall gather public input in ways appropriate to the circumstances.
 - (2) Recommend ways to involve and educate the community on environmental sustainability issues. Review and comment on public involvement and information plans (PIIPs) related to environmental sustainability projects outside the department of public utilities.
 - (3) Review and comment to council on environmental sustainability master plans.
 - (4) Review all environmental sustainability related matters submitted to the board by council.
 - (5) Coordinate with other boards as appropriate on environmental sustainability activities.
 (Ord. No. 02-078, § 2, 10-3-2006; Ord. No. 02-094, § 4, 6-10-08)

Attachment B: Using the chart below, place an X in the column on the right if the Council Goal is related to the work of the Environmental Sustainability Board

Mark all that apply

Economic Vitality	
<u>Economic Vitality:</u>	
• Priority Area – Build the local tourism economy	
• Priority Area – Promote vitality in our neighborhoods and downtown areas and eliminate blight in Los Alamos and White Rock as part of an overall property maintenance and beautification effort.	X
• Promote a strong and diverse economic base by encouraging new business growth.	
• Collaborate with Los Alamos National Laboratory as the area's #1 employer.	X
<u>Financial Sustainability</u>	
• Encourage the retention of existing businesses and assist in their opportunities for growth	X
• Support spinoff business opportunities from LANL	
• Significantly improve the quantity and quality of retail business	
Quality of Life	
<u>Housing:</u>	
• Priority Area -- Support development of affordable workforce housing.	
• Promote the creation of a variety of housing options for all segments of the Los Alamos Community, including infill opportunities as appropriate.	
<u>Education:</u>	
• Support Los Alamos Public Schools' goal of ranking among the top public schools in the nation	

<ul style="list-style-type: none"> • Partner with Los Alamos Public Schools and the University of New Mexico – Los Alamos; and support, as appropriate, the delivery of their educational services to community standards 	X
<u>Quality Cultural and Recreational Amenities:</u>	
<ul style="list-style-type: none"> • Priority Area – Maintain and improve existing outdoor recreation and open space amenities. 	
<ul style="list-style-type: none"> • Implement a comprehensive range of recreational and cultural amenities that enhance the Los Alamos community 	
<u>Environmental Stewardship:</u>	
<ul style="list-style-type: none"> • Enhance environmental quality and sustainability balancing costs and benefits including County services and utilities 	X
<u>Mobility:</u>	
<ul style="list-style-type: none"> • Maintain and improve transportation and mobility 	

Quality Governance	
<u>Operational Excellence:</u>	
<ul style="list-style-type: none"> • Priority Area – Continue implementation of the Comprehensive Plan with an emphasis on neighborhoods. 	
<ul style="list-style-type: none"> • Priority Area – Maintain and improve existing quality essential services and supporting infrastructure including updated enterprise software and permitting. 	X
<ul style="list-style-type: none"> • Invest in staff development to create a high performing organization 	X
<ul style="list-style-type: none"> • Manage commercial growth well following an updated, concise, and consistent comprehensive plan. 	
<ul style="list-style-type: none"> • Establish and implement a mechanism for effective Utility policy setting and review. 	
<u>Communication:</u>	
<ul style="list-style-type: none"> • Improve transparency in policy setting and implementation. 	X
<ul style="list-style-type: none"> • Create a communication process that provides measurable improvement in citizen trust in government. 	X
<u>Intergovernmental Relations:</u>	
<ul style="list-style-type: none"> • Strengthen coordination and cooperation between County government, LANL, and the regional and national partners. 	
<ul style="list-style-type: none"> • Actively pursue land transfer opportunities. 	



County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: F.

Index (Council Goals): * 2019 Council Goal - Other

Presenters: Linda Matteson, Assistant to the County Manager

Legislative File: 11881-19

Title

Presentation of Silver 2019 National Planning Achievement Award for the Tourism Strategic Plan

Body

Capitalizing on Los Alamos' tourism industry to drive economic growth has earned Los Alamos County and consulting firm, Design Workshop, a Silver National Planning Achievement Award for Economic Development Planning from the American Planning Association (APA). The Los Alamos Tourism Strategic Plan is one of 20 Achievement Award recipients this year. This plan was the result of an intensive 10 month planning effort that included several public forums and formation of a Tourism Work Group. The plan was accepted by Council in February 2018. The 2019 National Planning Award recipients were honored at a special luncheon during APA's National Planning Conference in San Francisco on April 15, 2019. The recipients will also be featured in the May issue of *Planning* magazine.

Each year, APA recognizes outstanding efforts in planning and planning leadership through its National Planning Excellence and Achievement Awards. The two-tier awards are selected through a juried process. Excellence Award recipients are the highest honor and Achievement Awards recognize accomplishments in areas of specialization within the planning profession. The awards recognize outstanding community plans, planning programs and initiatives, public education efforts, and individuals for their leadership on planning issues for more than 50 years.

Attachments

- A - APA Award
- B - Picture from Awards Ceremony



American Planning Association

Creating Great Communities for All

*National Planning Achievement Award
for Economic Development Planning*

2019

SILVER

Los Alamos Tourism Strategic Plan

Los Alamos, New Mexico

A handwritten signature in black ink, appearing to read 'Kurt E. Christiansen'.

Kurt E. Christiansen, FAICP
APA President

A handwritten signature in black ink, appearing to read 'Joel Albizo'.

Joel Albizo, FASAE, CAE
Chief Executive Officer





County of Los Alamos

Staff Report

May 14, 2019

Los Alamos, NM 87544
www.losalamosnm.us

Agenda No.: G.

Index (Council Goals): * 2019 Council Goal - Enhancing Support and Opportunities for the Local Business Environment

Presenters: Steven Lynne, Deputy County Manager

Legislative File: 11970-19

Title

Industrial Revenue Bond Discussion

Body

The purpose of this item is to provide a brief overview of what an Industrial Revenue Bond (IRB) is.

IRBs are an economic development tool available to counties and municipalities in New Mexico. and have been utilized here in Los Alamos in the past.

IRBs incentivize development of projects within a county, providing job growth, capital investment and increased economic activity.

IRBs provide tax abatements to companies for eligible projects. Without the tax abatements the projects are often not feasible. ***The usual project is pitched as requiring a property tax abatement in order to be economically feasible.***

Issuers of IRBs typically receive payments in lieu of taxes ("PILOTs") to compensate the issuer and the school district in which the project is located, and occasionally other taxing jurisdictions for a portion of the tax revenue the project would generate if it were taxable.

The very simplified process is as follows:

- A company makes an ask or an application to the County

- The County reviews the request

- The County takes action in the form of an Ordinance

- The County, the Company, the Purchaser and the Trustee close the transaction

Attached is a much more detailed overview of the process for an IRB that was drafted by LAC's Bond Counsel, Peter Franklin from Modrall Sperling.

Attachments

A - IRB Memo_Peter Franklin

MEMORANDUM

TO: Steve Lynne, Joanie Ahlers and Alvin Leaphart, Los Alamos County

FROM: Peter Franklin, Modrall Sperling

RE: Workshop with County Commission on Industrial Revenue Bonds

DATE: May 7, 2019

INDUSTRIAL REVENUE BOND TRANSACTION MECHANICS

This purpose of this Memorandum is (1) to describe the basic mechanics of an industrial revenue bond transaction under the New Mexico County Industrial Revenue Bond statutes, 4-59-1 through 4-59-16 NMSA 1978, as amended, and to summarize the provisions of the basic transaction documents (the Inducement Resolution, Bond Ordinance, Lease Agreement, Indenture and Bond Purchase Agreement, referred to below as the “Bond Documents”), and (2) to address frequently asked questions about IRBs, which appears in the “FAQ” beginning on p. 8 of this Memorandum.

This Memorandum is not intended to be an exhaustive description of all documents and provisions thereof which would be included in the final transcript of a completed transaction, but instead as a general description and guide to understanding how an IRB transaction is structured and intended to operate.

1. Summary of an IRB Transaction (after the County has authorized issuance of the IRB and the necessary transaction documents, i.e. at closing and beyond).

A. At the closing of the IRB transaction:

- The Project Company transfers “bare legal title” to the Project Property to the County.
- The County leases the Project Property back to the Project Company pursuant to the Lease Agreement. (This is the mechanism by which the Project Property receives a property tax abatement-- improved real property that is governmentally owned does not appear on the property tax rolls.)
- The County issues the IRB pursuant to an Indenture (an agreement between the County and a Depositary Bank in which the County collaterally pledges (conveys a security interest in) the rents paid by the Company under the Lease Agreement for the benefit of the bond purchaser), and delivers the IRB to the Bond Purchaser pursuant to a Bond Purchase Agreement.
- The County’s pledge of its right to receive rent and other rights under the Lease Agreement does not include its rights to indemnity, PILOT payments and certain other notice rights, which are retained by the County.

B. After the IRB transaction closes:

- The Project Company requests an advance of principal amount (possibly 100%, but usually in installments) from the Bond Purchaser to construct and equip the project.
 - The Indenture and the Bond Purchase Agreement may provide that the Project Company can make the request directly to the Bond Purchaser, and that the Bond Purchaser transfer the amount requested directly to the Project Company
 - Alternatively, the Bond Documents may require that the Project Company make a request for proceeds to the Depository, that the Bond Purchaser deposit the amount requested with the Depository, and that the Depository disburse that amount to the Project Company.
 - The first alternative is often used when the Project Company and Bond Purchaser are wholly-owned affiliates of the same parent company, whereas the second is used when the Bond Purchaser is an independent lender or investor.
- The Project Company will make PILOT payments to the County, School District and other taxing jurisdictions (as negotiated by the County and the Project Company), usually after Project construction has been completed.
- Under the Lease Agreement, the Indenture and the Bond Purchase Agreement, the Project Company's payment of debt service on the IRBs (which equal the rent payments under the Lease) are structured as follows:
 - If the Project Company and Bond Purchaser are wholly-owned affiliates of the same parent company, the Bond Documents leave it up to the Company and the Purchaser to decide on whatever repayment schedule is suitable to them; or
 - If the Bond Purchaser is an independent lender or investor, the Bond Documents will include a specific repayment schedule.
- After the IRB is fully repaid, the Project Property is deeded back by the County to the Project Company, and the Property becomes subject to property taxes.

C. Defaults and Remedies.

- Failure of the Project Company to pay Basic Rent (i.e. debt service on the IRB):
 - IRBs are payable solely from the payments the Project Company must make under the Lease.
 - If the Project Company does not make the payments necessary to pay debt service on the IRBs, the Bond Purchaser, not the County, must seek to enforce the Project Company's obligation.
- The County can enforce remedies under the Lease for failure of the Project Company to make PILOT payments or default in its indemnity obligations to the County.
- Use of the Project Site for purposes other than a qualifying project under the IRB statute:
 - County can terminate the Lease and deed the Project Property back to the Company, which ends the property tax abatement.

2. Summary of the Bond Documents.

A. Inducement Resolution. ***Please note: an inducement resolution is not legally required to be adopted by Los Alamos County*** An IRB transaction typically begins with the adoption of an inducement resolution by the Board of County Commissioners (the “Board”). The inducement resolution expressly does not bind the Board to adopt an ordinance authorizing issuance of the IRB or to issue the bonds, but does do the following:

- It announces the Board’s interest in the project proposed to be financed with the IRB, and intent to consider for adoption an ordinance authorizing issuance of the IRB, at a public hearing to be held at least 2 weeks after notice of that hearing is published in a newspaper of general circulation within the county.
- It may authorize the form of notice of the public hearing to be published in the newspaper.
- It may set the date of the public hearing.
- It may authorize notice of the public hearing to be given to the other taxing jurisdictions in which the proposed project will be located (such notice must be given at least 30 days prior to the date of the public hearing, pursuant to Section 4-59-4.1 NMSA 1978).
- It permits the Project Company (the conduit borrower and beneficiary of the IRB) to make eligible equipment purchases with nontaxable transaction certificates (“NTTCs”) prior to the time that the IRB is actually issued (Note: equipment will probably not be purchased before the IRBs are issued).

B. Bond Ordinance. Following the adoption of an inducement resolution, the delivery of notification letters to taxing jurisdictions pursuant to §4-59-4.1, and publication of the notice of hearing, the Board holds a public hearing to consider adoption of the Ordinance authorizing issuance of the IRB. ***(Please note that prior authorization by the Los Alamos County Council to send the notification letters and publish the notice of hearing on the IRB Ordinance is not required by statute)*** The Ordinance does the following: ***(The section references in the Bond Ordinance, Lease Agreement, Indenture and Bond Purchase Agreement that appear below refer to a set of bond documents that were used in another IRB transaction; those documents are not provided with this memorandum, but we’d be happy to provide them at the County’s request.)***

- Authorizes the IRB to be issued in a maximum principal amount. (Ordinance, Section 3)
- Authorizes officers of the County to execute and deliver the Bond Documents in a form consistent with the forms of the Bond Documents presented in connection with the Ordinance and to take such other actions as are necessary to effectuate the IRB transaction. (Ordinance, Section 4)
- Authorizes delivery of the IRBs to the Purchaser under the terms and conditions in the Bond Documents. (Ordinance, Section 5)
- Authorizes establishment of funds and accounts for the IRBs as described in the Indenture. (Ordinance, Section 6)

- As required by §4-59-7(A), includes the Board’s determination of the amount required each year to pay the principal of and interest on the IRB. (Ordinance, Section 7.

This is often shown as a 30 year maturity schedule assuming interest-only payments at a specified rate for the first 29 years, and then redemption of the maximum principal amount of the IRB in year 30 plus that year of interest, e.g.:

The maximum amount necessary in each year to pay the principal of and interest on the Bonds, assuming issuance of the Bonds as of _____, in the maximum aggregate principal amount of \$_____ and bearing a maximum interest rate of _____%, is as follows:

<u>Year</u>	<u>Total Debt Service</u>	<u>Principal</u>	<u>Interest</u>
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- Provides that the Lease will include PILOT provisions (Note: if the PILOT has already been agreed to by County and other taxing jurisdictions before the Ordinance is adopted, it can be specifically described in both the Ordinance and the Lease Agreement) (Ordinance, Section 7(G))
- ***Provides that the Bonds are a limited obligation of the County, payable solely from Basic Rent (as defined in the Lease Agreement), and that no other revenues of the County are pledged or available to pay debt service on the Bonds.*** (Ordinance, Section 8; See Also §4-59-6(C) NMSA 1978)
- Approves indemnification of the County by the Project Company and requires that the Lease Agreement include such provisions. (Ordinance, Section 9)

C. Lease and Purchase Agreement (the “Lease”). After the Project Company transfers “bare legal title” to the County, the County enters into the Lease. The Lease provisions include the following:

- The Company will construct and acquire the Project as agent for the County (Section 4.1)
- The Company is authorized to construct the Project in the manner it determines is best, without approval of the County or the Bond Purchaser (Section 4.2)
- ***The County makes no warranty of condition or suitability for use by the Company.*** (Section 4.3)
- The Company will construct the project in compliance with applicable laws, will pay applicable taxes and charges, and will keep maintain the Project at its own expense (Sections 4.4-4.8)

- The Company will arrange to have the Project Property assessed in its name when the Lease term expires or 30 days before the 30th anniversary date of the Lease, and will pay taxes thereafter. (Section 4.12)
- Lease Term is 30 years or on such earlier date that the IRB is fully repaid. (Section 5.1)
- Company is to pay Basic Rent (i.e. debt service on the IRBs) directly to the Purchaser (Section 5.3)
- Company releases from, and indemnifies the County and its officials, agents and employees against, any claims against the County in connection with the construction, operation and use of the Project by the Company or issuance of the IRB by the County (Section 6.2)
- PILOT provisions (Section 6.3)
- Company has the right to assign its rights in the Lease to a company whose financial standing is equal to or better than the Company's financial standing (Section 7.3)
- Company has the right to mortgage its interest in the Project to finance or refinance the Project (Section 7.4)
- Under Section 8.1, Events of Default include the following:
 - Failure of the Company to make any Rent Payment, Additional Payments or PILOT payments
 - Material misrepresentation by the Company in any Bond Document
 - Insolvency of the Company
- Under Section 8.2, the Purchaser (but not the County) may exercise remedies which include:
 - Acceleration of all amounts of Basic Rent payable for the remainder of the Lease Term
 - ***Terminate the Lease, which requires immediate reconveyance of the Project Property by the County to Company per Article X of the Lease, and ends the property tax abatement.***
- Under Section 8.3, Events of Default with remedies available to the County include failure by the Company to do any of the following:
 - pay Additional Payments (to reimburse costs incurred by the County) due under Section 5.3(b)
 - indemnify the County under Section 6.2
 - make PILOT payments to the County and the School District under Section 6.3
 - in the context of assigning its rights to a 3rd party, failure to assign to a party of equal or greater financial standing than that of the Company.

D. Indenture (alternatively, Trust Indenture and Mortgage)

- Agreement by which County pledges rights in the Lease for the payment of debt service on the IRB
 - Indenture/depositary agreement is used when the Project Company and Bond Purchaser are wholly-owned affiliates of the same parent company

- Trust Indenture + mortgage is used when the Bond Purchaser is an independent lender or investor and requires a mortgage of the Project Property.
- Section 301 provides for assignment and pledge of the Lease to secure payment of the principal and interest on the IRB
 - Reserved from the pledge are the County's right to receive Additional Payments (to reimburse costs incurred by the County) due under Lease Section 5.3(b), payment of indemnity obligations under Lease Section 6.2, and PILOT payments under Lease Section 6.3.
- Section 302 provides for release of the Indenture when all principal and interest on the IRB is paid in full.
- Sections 401 and 402 authorize issuance of the IRB as an obligation secured by the Indenture, and provide for the form of the IRB (which appears in Exhibit A to the Indenture).
- Sections 403 and 404 provide for execution, delivery, registration and transfer of the Bond.
 - The IRB cannot be transferred by the Purchaser to a 3rd party without an opinion of counsel satisfactory to the County that the transfer complies with the Securities Act of 1933 (basically the federal securities anti-fraud laws).
- Section 501 allows the Company to redeem the IRB at any time that all unpaid principal and interest is repaid.
- Section 601 provides that the IRB and all payments by the Issuer under the Indenture are not general obligations of the Issuer, but are limited obligations payable solely from revenues and receipts derived from the leasing of the Project Property.
 - *The reference to "payments by the Issuer" is a "legal fiction"—other provisions of the Lease, the Bond Purchase Agreement and the Indenture provide for all payments to be between the Purchaser and the Company, including disbursement of bond proceeds by the Purchaser directly to the Company, and payment of debt service by the Company directly to the Purchaser.*
 - See Lease, Section 5.3 (Company is to pay Basic Rent (i.e. debt service on the IRBs) directly to the Purchaser).
 - See Indenture Section 602 (Bond Fund established for deposit of Basic Rent by Company to pay debt service on IRB) and Section 603 (Bond Fund is in custody of Company, which will withdraw amounts needed to pay debt service when the payments are due).
- Section 701 creates Acquisition Fund, which is held by the Depositary.
- Section 702: Company may request an Advance of IRB proceeds directly from Purchaser; Purchaser delivers the Advance to the Depositary for deposit to the Acquisition Fund.
- Section 801 states that the IRB is not secured by the faith or credit of the Issuer or its general taxing power (i.e. not a general obligation).

- Sections 902-903: Purchaser's remedies for default by Company
- Section 904: Neither Issuer nor Depositary is responsible for acting on behalf of the Purchaser to exercise remedies in the event of Company default.
- Section 911: Lender with mortgage lien on Project Property (i.e. provider of secured 3rd party financing to Company) may exercise its own remedies in the event of Company default.
- Section 1207: Limitation of Issuer's liability (reasserts that Issuer has no pecuniary liability under the Bond Documents or any of the transactions to be undertaken pursuant to the Bond Documents).

E. Bond Purchase Agreement

- Styled as agreement between Bond Purchaser, County and Company
 - While County is a party, most of the material provisions concern the Purchaser and the Company.
- Section 6: Purchaser and Company indemnify the County (including the County Commissioners, County officials, agents, etc., and the and the Depositary) for any claims relating to the offering, sale or resale of the IRB
- Section 7: Closing conditions for sale and delivery of the IRB (bond lawyer stuff)
- Section 13: Limitation on Issuer's Liability (similar to the limitation of liability in other Bond Documents).

Industrial Revenue Bond FAQ

Q: Is the County responsible for repaying the IRB indebtedness or for how Bond proceeds are distributed or spent?

- No. In fact, the IRB statute prohibits the County from using any of its own resources to either pay debt service on the IRBs or to operate the project being financed with the IRB.
- After the County issues the IRB, for all practical purposes (other than receiving the PILOT), the transaction is entirely between the Project Company, the Bond Purchaser and a Depositary Bank:
 - The Project Company requests advances of bond proceeds to the Bond Purchaser, which transfers the proceeds either directly to the Project Company or deposits them with the Depositary
 - The Project Company pays principal and interest on the amounts advanced by the Purchaser either directly back to the Purchaser or through the Depositary
 - *The County is not involved in disbursing bond proceeds or collecting debt service on the IRBs.*

Q: What is the process for issuing IRBs?

- The County Commission adopts an Inducement Resolution indicating its intent to issue IRBs for a project. (*Note: Los Alamos County is not required by statute to adopt an inducement resolution prior to publishing a notice of hearing to consider the adoption of an IRB ordinance.*)
 - The Inducement Resolution may also authorize publication of a notice of intent to consider an ordinance authorizing issuance of the IRBs.
 - The notice must be published at least two weeks before action on the IRB ordinance. (*Under Los Alamos County's Charter, the notice must be published as least one week prior to the hearing on the ordinance.*)
- Notice is given to taxing entities within the county at least 30 days before the County Commission considers the IRB ordinance.
- The County Commission adopts the IRB ordinance authorizing issuance of the IRBs and approving the primary bond documents and terms.
- The County may negotiate a payment in lieu of taxes to hold itself and/or other taxing jurisdictions (most commonly, the school district in which the project will be located) harmless from the abatement of property taxes, but this isn't required by statute (except for electric generation projects).

Q: What is the legal structure of IRBs?

- The project company conveys bare legal title to the real property and equipment to be used in the project to the County.
- The County leases the project back to the project company. The project company has complete responsibility for operation and maintenance of the project under the lease agreement. The lease agreement has a maximum term of 30 years.
- The County issues IRBs, which are purchased by a bond purchaser.
 - The bond purchaser may be an affiliate of the project company, or may be a 3rd party lender or investor in the Project.
- When the IRBs are purchased by the bond purchaser, the proceeds are transferred in installments by the purchaser directly to the project company (rather than through the County) to construct the project, usually over the period of constructing and equipping the Project.
- The principal and interest on the IRBs are repaid by the project company directly to the purchaser, not through the County.
 - The only revenue pledged to payment of the IRBs are the rent payments under the lease agreement between the County and the project company, which match the debt service requirements of the IRB.
 - *The project company is solely responsible for paying debt service on the bonds, and pays the debt service to the project company directly or to the depository (depending on the arrangement required by those parties), rather than to the County, which has no responsibility for receiving or disbursing debt service payments.*
- When the bonds are fully repaid, the lease agreement is terminated and the project property is conveyed by the County back to the project company, and is returned to the property tax rolls.

Q: How do the tax abatements resulting from IRBs work?

- Because the County owns bare legal title to the real property on which the project is located, no property tax is paid for the project property between the time the IRBs are issued and the date of full repayment or final maturity (maximum of 30 years)..
- The project company acquires qualifying equipment for the project as agent for the County. As a result, no gross receipts tax or compensating tax is paid on eligible equipment

- “Ingredients of construction” are not eligible and remain subject to gross receipts tax.
- Gross receipts taxes are required in connection with gross receipts from construction materials and labor.
- The State Department of Taxation and Revenue oversees the Non-Taxable Transactions Certificates used to purchase the project equipment and materials.

Q: How do IRBs affect a County’s credit and revenues?

- IRBs are payable strictly from the payments the project company must make under the lease agreement. If the project company does not make the payments necessary to pay debt service on the IRBs, the bond purchaser, not the County, must seek to enforce the project company’s obligation.
 - If the project company became insolvent or bankrupt, this would constitute a default under the lease agreement and the County would deed the project property back to the project company, making it subject to property taxes.
 - Although it is possible that the property taxes could be delayed, reduced or set aside by a bankruptcy court, the County could object as one of the project company’s creditors
- ***Issuance of IRBs does not impact a County’s credit rating or ability to issue bonds or borrow money.***
- The project company must pay for any outside professional fees the County incurs in connection with the IRB issuance (outside attorneys and financial advisors).
- Issuance of IRBs does not affect property tax rates or gross receipts tax rates for County residents.
- The county receives PILOTs at a negotiated amount from the project company. PILOTs can be used by the County for any legal purpose.